COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

COMPLAINT REPORT

DATE: February 20, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Case Activated

V: [redacted] **F/H** [redacted]

I: [redacted]
South Gate Police Department

S: **Unknown Uniformed Male/Possibly a South Gate Police Officer**

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

On February 3, 2003, the Internal Criminal Investigations Bureau was requested to conduct an investigation into an allegation that an unidentified, on-duty police officer, possibly from South Gate Police Department raped the victim.

This case will be investigated by this Bureau and reported by confidential supplemental reports under the above file number.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ____________ CT **Date:** 2/21/03
[redacted]

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COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: February 21, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/ Initial Information Obtained

V: [redacted] **F/H 39** [redacted]

I: [redacted]
South Gate Police Department

S: **Unknown Uniformed Male/Possibly a South Gate Police Officer**

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

On February 3, 2003, I contacted the informant, [redacted] of South Gate Police Department who related the following:

The City of South Gate recently polled residents to learn if anyone had been mistreated by city police officers. The victim subsequently contacted the city and reported she had been raped by an on-duty police officer.

As a result of her allegation, the City's Inspector General (David Schindler of the Law Offices of Latham & Watkins) directed his private investigator, [redacted] to contact and interview the victim. Mr. [redacted] did so and wrote a report of his contact with the victim. Mr. [redacted] gave me a copy of the report (**Exhibit A**) and digital photographs of all South Gate police officers.
[redacted] said he was referring the matter to the Sheriff's Department for

an independent investigation and that no one from his Department had contacted the victim.

On February 3, 2003, I contacted the City Attorney of South Gate, Mr. Salvador Alva by phone. (According to Mr. [redacted] report, it was Mr. Alva who notified him of the allegation.) Mr. Alva related as a result of the audit, the victim contacted the City of South Gate and related she had been sexually assaulted by a police officer. The information was initially received by a city employee (nfd) and was subsequently forwarded to the City's Inspector General for follow up. Mr. Alva related he had not personally spoken to the victim.

Mr. Alva said he would attempt to identify the employee who initially spoke to the victim and would provide me with a copy of the city's initial report.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ______ LT [redacted] **Date:** 2/21/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: February 24, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Victim Interviewed

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Unknown Uniformed Male/Possibly a South Gate Police Officer**

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS

On February 5, 2003, Sergeant Antonio Rascon and I contacted the victim regarding her allegation that a South Gate police officer had sexually assaulted her. The victim is primarily Spanish speaking and Sergeant Rascon acted as interpreter. The interview was tape recorded and is summarized as follows:

The victim said on either a Friday or Saturday night, at the end of July or early August, 2002, she went alone to a night club in Alpine Village, Torrance. While at the club, she drank one glass of wine. At about 2:00 a.m., when the club began to close, she drank a cup of black coffee. She then left the club with a male acquaintance and went to a restaurant, possibly Carrows, where she ate. They left the restaurant at about 3:00 a.m. and she returned to her car and began driving home.

At about 3:30 a.m., she was driving east on Imperial Hwy. when she noticed a police car

following her. After following her for about 6 blocks, the suspect stopped her on Imperial Hwy by Bullis Rd. (Lynwood). The suspect was alone when he stopped her and was not joined by any other officers.

The suspect told her she had been "zig zagging." He talked to her in "little bit good and bad" but understandable Spanish. (She had not seen the suspect before that night.) The suspect asked where she was coming from and if she had been drinking. She told him she had a glass of red wine at about 10:30 p.m. and explained she had sons (sic) meaning she had responsibilities and did not drink and drive. During the contact, the officer searched her purse. (The victim related she found nothing missing from her purse or the car.) The suspect took her driver's license and went to his patrol car where she saw him typing on something in his car.

I asked her to describe the police car and she said it was a South Gate Police car and she knew she was stopped on the border of South Gate and Lynwood. I asked how she knew it was a South Gate police car and she replied, "Aren't all police cars the same?" She did not say she read any identifying information on the car, but remembered it had an "eighty something" number displayed somewhere on the rear of the car.

The suspect gave her a sobriety test of some type. She knew she passed the test because she was not drunk. The suspect told her he was going to take her to have a woman "check you." He told her to lock her car after which he placed her unhandcuffed in the rear of his patrol car. The victim could not remember if the back seat was covered in fabric or if it was hard plastic, but did recall the seat was cold.

Inside the car, she saw there was a small window surrounded by a screen that separated the front of the car from the rear. She could see the back of the suspect's head and the dash board. She did not remember seeing a computer and nothing inside the car stood out in her mind.

As he drove, the suspect asked where she lived after which they drove by her house. The suspect continued driving "around and around" for about 40 - 60 minutes. As he did, he said, "You have some information." She asked him what he meant and he never told her.

The victim said he was looking for somewhere with trailers (she did not explain what she meant) and he drove to a street by South Gate Park. He left that area and said, "Give me information." He kept telling her to give him "information" but never told her what information he was seeking. She did not understand what he wanted and she kept asking him what he meant.

During the time they were driving, she did not see him use his radio and he did not stop

and talk to anyone.

The suspect asked if she had children and she told him she had two. She told him she could not be drinking and driving because of her responsibilities to them. She also told him she has owned a business for 13 years and she could not afford to be drinking and driving. During their conversation, he asked her where she worked and she told him where her business was located.

At some point, the victim told the suspect that if he thought she was drunk, he should take her to the station. The suspect's reply was that she was going to lose her license and they were going to detain her. He told her a number of things pertaining to that issue.

The victim told him that he knew she was not drunk, but if he thought she was to "take me in." He ignored her and kept driving. He again asked for "information." The suspect then drove to an unknown location near her home and by a freeway (she did not identify the freeway) where there were trucking "containers."

The suspect had said he wanted to know if she was carrying something inside her clothing. He then said, "Okay, do you want a woman to look at you or do you want me to look at you?" The victim explained, "That's why he said (earlier) he wanted to take me to the station to show me." (Possibly meaning to have her searched.)

The victim said it was cold and she didn't want to get arrested. The suspect had stopped his car by this time, which she estimated was around 4:30 or 5:00 a.m. At that point, the victim was still in the back seat of the patrol car. Her door had been open and she was positioned so that she was turned in the seat and sitting with her legs positioned outside the door. The suspect then told her to undress.

The victim was wearing a black dress, a bra, panty hose and high heeled shoes. She pulled the top of her dress down and exposed her breasts. The suspect then told her to take off her bra. She complied and afterwards began to cover herself by lifting up her dress. The suspect said, "No, take everything off, I got to see everything, take it all off," and at some point told her to stand up. She then removed her clothing and panty hose and was completely naked. The suspect then told her to sit back down in the car. He then told her to spread her legs apart. He said he had to look inside her vagina because women sometimes carry contraband in there. Afterwards, he told her to get out of the car because he needed to see in the "back, too."

The victim then demonstrated that she bent over forward, and was leaning in the car, with both her hands on the rear passengers side, seat portion. The suspect unzipped his pants, exposed his penis and put his penis into her vagina. "He did it to me like a dog."

She asked, "What are you doing." The suspect was groaning and the victim told him not to ejaculate inside her because she becomes pregnant easily. The suspect told her not to worry and pulled out before he ejaculated. She looked back and saw he was dripping semen to the ground outside the car. (I asked if she saw the suspect clean himself with anything and she did not.) The suspect then told her to get dressed.

Note: I asked the victim what she thought when he asked her to take off her clothes. She said she felt he was a corrupt cop. The victim said she did not want the suspect to have sex with her. She said she was scared and she never gave him a motive or permission to have sex with her.

When they were driving away from the lot, the victim asked for her license back. The suspect began looking around but could not find it. He then drove back to the crime scene and searched for it, finally finding it on the ground. He then picked it up and returned it to her. He told her he was going to take her to her car and used a route from Atlantic Blvd. to Imperial Hwy. After they arrived at her car, the victim exited the patrol car and the suspect left. The victim then drove home and arrived there at about 5:20 a.m.

Note: The suspect told her he would stop by and visit her at her business. She told him not to and has had no personal contact with him since then.

The victim said the black dress she was wearing has since been cleaned, the panty hose had torn and she threw them away and when she got home, she took a bath.

Note: Since the incident, the suspect has not called her and she did not give him her phone number. She has not seen him drive by her home or by her work. However, since that time, she has seen him twice, in passing, driving in the area of Tweedy Blvd. (South Gate) in a police car. That was during the day around 11:30 a.m. and once he was with another officer.

The victim described the suspect as short. The victim is 5-5. She was wearing high heels and the suspect's eyes were at her nose level. Asked to demonstrate her height in heels, she raised herself to about 5-8. The victim said the suspect looked like he might have been a mixed race (black and Latin) but he was Latin. He was wearing prescription eye glasses but she could not remember the color of the frames. He was stocky in build. She does not remember if he had a moustache. His hair was dark but she did not elaborate. His eyes were not very dark but were somewhat light and he had a "serious face." He was about 30 "something" years old and she did not notice any identifying marks on his face.

Note: The victim related she sometimes has problems matching names with faces. However, she related the suspect's face is "ingrained" in her memory and she can recognize the suspect if she sees him again.

The suspect was wearing a short sleeve police uniform and he had hairy arms. She does not remember the color of the uniform. (The victim said she had a lot on her mind when we talked to her and she could not remember every detail.) He was not wearing a hat. She remembered seeing something above his breast pocket that had a blue line on it, but could not say if it was his badge or name tag. She could not remember the shape of the badge he was wearing. I asked her to draw a picture of the badge and she drew an unidentifiable object that did not look like a badge or a star. (**Exhibit B**) Sergeant Rascon showed her his badge and the victim said she didn't think it was a star, but remembered seeing something blue in color.

The victim said she asked the suspect his name but she did not remember what he said. She remembered he told her that he works in Los Angeles. He did not give her a business card or anything with his name on it, and she did not see the suspect write her name down.

The victim said she had not told anyone what happened and did not want to report the incident. She explained she is a single mother and if anything happens to her, she is afraid for her children. She said she is ashamed of what occurred but is also very upset and very angry. The victim described the suspect as a "monster" and later said she had wanted to report the incident but did not want problems.

About a month ago, she received a phone call from someone she thought was with the police department. They told her they were doing an investigation and wanted to know if the city was "working well." The caller told her how good the police were and she became angry and told them they were corrupt and that she had been "violated."

Note: This was the phone solicitation by the city of South Gate referred to in an earlier supplemental report.

Later, an English speaking "tall man" came to her home. He showed her some type of identification and spoke to her about what had happened.

Note: The victim said she has only been arrested once, that was about 11 years ago for suspicion of grand theft auto in Huntington Park; although I could find no arrest history on her. The victim said she is under no medication and is not pregnant as a result of this incident.

The victim said she would locate where the incident happened and notify Sergeant Rascon at a later time.

Further information will be documented in supplemental reports.

Sergeant Sam Silva, Emp.[redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ________ LT **Date:** 2/26/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: February 25, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Victim Re-Interviewed/Suspect Identified/Crime Scene Located

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern Ave., South Gate**

D: **July/August, 2002**

DETAILS:

On February 5, 2003, I met with Sergeant James Kagy and discussed the facts of my investigation and a similar investigation he was conducting under ICIB file number 403-00003-2003-129. Sergeant Kagy identified his suspect as Deputy Gabriel Gonzalez, assigned as a patrol officer at Compton Station.

I obtained a picture of Deputy Gonzalez along with the pictures of five uninvolved deputies. I gave those pictures to the Sheriff's Crime Lab's Photo Section and directed them to formulate a six-pack mug show up in which the deputies were depicted wearing eye glasses. I also directed them to ensure the departmental patch, name tag or badge of the deputies were not shown. **(Exhibit C)**

I also had the Photo Section take photographs of the male South Gate police officers I had been given by [redacted] and formulate them into mug show up folders. There were 85 photographs including one of a female.

On February 19, 2003, Sergeant Enrique Garza and I contacted the victim at her place of business with the mug show up photographs. Sergeant Garza interpreted from Spanish to English for me. The contact was tape recorded and is summarized as follows:

Sergeant Garza advised the victim of mug show up procedure from a printed form which the victim signed (the form was in Spanish).

I showed the victim the six photographs, one of which was that of Gabriel Gonzelez. His picture was located in the top row of three, in the middle. The victim looked at the pictures and pointed out Gonzalez. The victim said she was absolutely sure and that she would never forget him. She even stated, "It's this one." After identifying him, the victim's eyes began to tear and she suddenly got up and walked out of the room. She returned minutes later, wiping her eyes.

Sergeant Garza advised her of the importance of her decision and I gave the victim a xerox copy of the mug show up. She said she did not have to see other photographs because "that is the man." I gave her a xerox copy of the line up and asked her to circle the picture she identified, sign it, date it and note the time, which she did (**Evidence C**).

I then interviewed the victim to review her earlier statement. She related in essence the same as in her first interview with the following additions/clarifications:

The victim drew a map (**Exhibit D**) of the route she was driving on Imperial Hwy. when she saw the suspect following her from Alameda Blvd. (part of this statement occurred off tape when we drove her to identify the exact route she had been driving prior to being stopped.) The suspect stopped her at Bullis Rd. using a red light on his car. She could not remember where the red light was located and could not describe the car.

When he contacted her, the suspect spoke some words in Spanish and some words in English. She felt the suspect was trying to give the appearance he did not fully speak Spanish, but she suspected he did.

The suspect told her she had been swerving. He took her driver's license and retained it until after the crime had occurred. I asked if she had seen the suspect typing on something inside his car (referring to a computer). She said once he got her drivers license, he went back to his car and she could not see what he was doing. He told her he had run a "make" on her and she assumed when he went to his car he did that.

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When she was placed unhandcuffed in the radio car, she saw the security screen inside the car consisted of small squares with an opening in the middle. The suspect did not comment on where she should put her hands. (In Sergeant Kagy's case the suspect ordered the victim to place her fingers into the security screen of the radio car.)

The victim said the suspect drove up and down Atlantic Blvd. and crisscrossed residential streets. His driving was so extreme that the victim told him he needed to pull over because he was getting her dizzy. Several times they passed the same streets, over and over again. Finally, he drove to the crime scene where he sexually assaulted her.

Note: During the first interview, the victim talked about trucking containers at the crime scene. We determined the containers were actually trailers that are pulled by commercial trucks. Off tape the victim told us the suspect had parked between some of the containers which were against the west fence of the parking lot. The victim told us the suspect did not say anything about looking for trailers prior to going there.

The suspect kept telling her to give him information, but she didn't know what he meant. He also told her they were going to put her in jail and take her license away.

When they parked, she asked the suspect, "What are you doing?" He got out of the car and he said, "I need to check you." Regarding the removal of her upper dress, the suspect told her in broken Spanish it didn't matter (possibly referring to the search) because once they got to the jail there would be a female there who would search her. He had her remove her bra and upper portion of her dress. He did not tell her what he was checking for. He mentioned if he took her to jail they would have to check her anyway so he was going to check her there. She thought that was all he was going to do.

However, he had her strip completely. While seated naked in the back seat of the patrol car, he had her lift her legs up in a spread eagle fashion and told her that women often secret contraband inside themselves (referring to the vagina). He then looked between her legs using his flashlight (she could not describe the flashlight).

She said he had her exit the car and she was naked and was very cold. The suspect had her turn around and bend over. She was leaning forward, inside the car. Her upper torso was inside the car with her hands on the car seat and her lower torso and legs were outside. The suspect came up behind her and spread the cheeks of her butt.

She looked back over her shoulder and saw the suspect had pulled down his zipper and his penis was exposed. The penis was erect and she described him as having a small penis. She told him something to the effect of, "Listen, I get easily pregnant, please don't 'finish' inside me." He said not to worry and then he stuck his erect penis into her

vagina. He was inside her for about two minutes and then he pulled out. He began moaning, and she believes he did not climax, because she saw he was masturbating. She thinks he ejaculated on the ground because she didn't believe he ejaculated inside her.

She related when the suspect "violated" (raped) her it was against her will. She would never allow an unknown person to do that to her. She said it was dark, she was afraid and she had no choice and felt coerced. When the rape was in progress she said she just kept praying to God, "Let him do what he has to do and just get me out of here safely." She further stated, "When someone's in that position there's not a whole lot that you can do."

Note: She related the suspect did not physically injure her during the incident.

Regarding the suspect, the victim related he was a police man. She does not remember the color of the suspect's uniform and thinks he might have been wearing a tie but is not sure. (At this point in her statement, the victim stated, "But it's him, sir, it's that man.") The victim said the suspect was wearing a big object on his waist band and believes it was a gun belt and that it had a gun on it.

I reminded the victim that when we initially talked, she said the suspect looked half Latino and half Black with a stern look on his face. She said it was night time and she thought he was "mixed," more on the Afro-American side because of the lack of lighting. However, she was now positive that the suspect was the person (Deputy Gonzalez) she pointed out in the six pack.

She related she saw the suspect one time after the incident. She could not remember exactly when, but it was possibly a month after the incident. She saw him driving on Tweedy Blvd. (South Gate) and he might have been with a partner.

The victim said she did not report the incident because of issues going on with the South Gate Police Department. She rationalized if the incident became public, it would have been embarrassing and she didn't want her sons to find out. She thought about what had happened to her for a long time and said she seriously considered reporting the incident. When she received the phone call from the city, it was at that time she was able to "unleash" her anger. She does not remember the name of the person she talked to on the phone. About two weeks later, the person called for additional information and told her someone would be talking to her.

Sergeant Garza asked the victim if she would look at the other photos I had (the photographs of the South Gate police officers). She said she was 100% sure it was the person she pointed out, but she would look at the other pictures and signed a mug show up form. She did so and asked to look at the suspect's picture again and said she was sure

it was the person she picked out.

The victim told us she had located the crime scene since the last time she had talked to me, but did not want to go into the location because she was afraid. She agreed to accompany us and point out various locations pertaining to this investigation.

Off tape, she directed us to the scene of the crime which is large, trucking parking lot, across the street from an industrial business named "Bell Foundry." I saw no address for the lot, however, Bell Foundry is located at 5310 Southern Ave., South Gate. The victim said there were large containers against the west wall of the location and the suspect drove between the containers (trailers) and parked when he committed the crime.

The victim directed me to Alameda Blvd. and related she had previously been traveling east on Imperial Hwy. having exited onto Imperial from either the 105 or 110 freeway. At Alameda, she noticed the suspect following her. She then directed us to Imperial just east of Bullis Rd., just past a bus stop. She related it was there the suspect stopped her.

Note: We offered to obtain counseling for the victim and she declined. We advised her she should undergo a medical exam to ensure her health. The victim related she did not have sexual relations with her acquaintance she went to dinner with the night of the crime and that she has not been under psychiatric care. Also, at this time, she could not recall where the numbers on the police car were located.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: [signature] LT **Date:** 3/3/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 11, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Evidence and JDIC Reviewed

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

During her interview, the victim told us the suspect had handled her purse and driver's license the night of the crime. On Thursday, February 20, 2003, Sergeant Garza contacted the victim at her business and obtained her driver's license. He in turn, released the license to me.

On Friday, February 21, 2003, I transported the license to the Sheriff's Crime Lab and requested it be examined for finger prints (lab receipt # J323026). On February 24, 2003, I received an email from Deputy Gina Persons who advised me she was unable to locate any latent prints on the license. I retrieved the license from the crime lab and released it to the victim.

On February 26, 2003, I contacted the victim who gave me two purses. She said she did not know which one she was using when the suspect stopped her.

On Thursday, February 27, 2003, I transported the purses to the Sheriff's Crime Lab and requested they be examined for latent finger prints (lab receipt numbers J23406 and J23406). On March 11, 2003, I received an email from Deputy Gina Persons who advised me she was unable to locate any latent prints on the purses.

On March 3, 2003, I took photographs of the crime scene (parking lot) which are submitted with this report under **Exhibit F**.

Note: On February 5, 2003, when I went to the victim's residence in an attempt to interview her, I saw two vehicles in the driveway. One was a silver colored Kia, license [redacted] and the other was a Nissan, license [redacted] The victim said the vehicle she had been driving the night of the crime was the silver Kia. Additionally, she provided me with her driver's license number, [redacted]

Believing at that stage of the investigation the suspect was possibly a South Gate police officer, on February 10, 2003, I contacted the Sheriff's Data Systems Bureau, Communications Center, Justice Data Interface Controller (JDIC) unit. I learned JDIC inquires from South Gate police are routed via the Sheriff's Department. I then requested the Sheriff's Department conduct a JDIC search from July 1, 2002, through September 30, 2002, to determine if the victim's drivers license or the above listed vehicles had been run via South Gate Police Department. On March 4, 2002, I received an email (**Exhibit H**) from Ms. Ivone Moore, advising me the search had found no inquires by South Gate had been made.

On February 10, 2002, I also contacted the California Department of Justice and requested they conduct a JDIC inquiry from July 1, 2002, to September 30, 2002, to determine if anyone used JDIC to run the victim's drivers license, her name or the above listed vehicles. On March 4, 2003, I received a letter from the Department of Justice. They did not find any inquires made on the information I requested. However, they expanded the perimeters of my request to include any vehicles registered to the victim. It was found on Wednesday, August 14, 2002, at 1913 hrs., a vehicle registered in the victim's name, a 1999 Mercury, license [redacted] had been run by a deputy sheriff named [redacted] **(Exhibit I)**

On February 11, 2003, I contacted Ms. Sandy Poole, a communications officer assigned to the Sheriff's Department's Communication Center. I requested she conduct a mobile digital terminal (MDT) inquiry in an effort to determine if any deputy personnel had run the victim's driver's license, or her two vehicles from July 1, 2002, to August 31, 2002. I

later received MDT print outs supplied from Ms. Poole, based on my inquiry. I reviewed those print outs and found no MDT inquires matching my criteria had been made during those dates.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ____ LT **Date:** 3/11/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 11, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Survey Information Obtained

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

On March 3, 2003, I was telephonically contacted by Mr. [redacted] the private investigator for South Gate Police Department's Inspector General (David Schindler of the Law Offices of Latham & Watkins).

Mr. [redacted] related the following regarding the city's contact with the victim:

The then City Attorney, Salvador Alva, on behalf of some city council members authorized a company to conduct a citywide survey regarding citizen contact with South Gate police. This consisted of a questionnaire letter after which a phone survey was conducted.

On January 23, 2003, as a result of the phone survey, Mr. Alva provided Mr. [redacted] with what appeared to be a document from the phone survey. Mr. [redacted] related the document contained the victim's allegation. (**Exhibit G**)

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: _______ LT **Date:** 3/11/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 12, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Security Guards Contacted

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

On February 26, 2003, I went to Bell Foundry, 5310 Southern Ave., South Gate [redacted] and contacted the [redacted] Mr. [redacted] Mr. [redacted] related his company owns the parking lot (crime scene) across the street from Bell Foundry. He said besides the lot being used for his business, spaces in the lot are rented by truck drivers to park their tractor/trailers. Mr. [redacted] said the gate to the lot is left open at night to allow trucks access to the lot.

Mr. [redacted] said no video cameras monitor the lot. He said his company contracts with Initial Security, 10330 Pioneer Blvd., Suite 235, Santa Fe Springs [redacted] for security guards to protect the business. He added that the guards are supposed to check the parking lot across the street, but he has no way of knowing if they actually do.

Mr. [redacted] said the guard house is located on the grounds of his facility.

Mr. [redacted] related one guard works each shift and they fill out an activity log each time they work. Unusual activity is supposed to be noted on the logs. Mr. [redacted] related a police car seen in the lot should qualify as unusual activity. Mr. [redacted] retrieved his copies of the logs from July, August and September, 2002, and checked them for unusual activity. Nothing pertaining to this investigation was noted.

Mr. [redacted] related one of the guards maintains a travel trailer at the parking lot and sometimes stays there. On March 3, 2003, I went to the parking lot and attempted to contact the resident of the travel trailer. He was not home and a business card was left on the door.

On March 3, 2003, I went to Initial Security and requested the names, addresses and phone numbers of the guards who worked the graveyard shift during the months of July and August, 2002. The [redacted] said the information was not readily available and he would provide it at a later date.

On March 6, 2003, I received a phone call from Mr. [redacted] M/40, [redacted] no phone. Mr. [redacted] said he owns the travel trailer in the parking lot and rents the space from Bell Foundry and occasionally lives in the trailer. He was telephonically interviewed and the interview was tape recorded. The interview is summarized as follows:

Mr. [redacted] is a security guard employed by Initial Security. He said he has been assigned to guard duties at Bell Foundry since 1994. He works the [redacted] on Saturday and Sundays, and the [redacted] from [redacted] p.m. to [redacted] a.m. the remainder of the week except for his days off [redacted]. His replacement on the graveyard shift is a guard named [redacted] He identified another guard named [redacted] who normally works the swing shift from [redacted] to [redacted] each day except [redacted].

I asked him if in July/August 2002, if he had seen a police car parked in the parking lot. He initially said he had seen one parked on the west side of the parking lot near where the mobile bathrooms are now located, (the bathroom is located adjacent to the west entry gate.) As he continued, he used the term "seen them" parked there. He then said he does not remember when he saw the police cars and it happened several days in a row. He thinks he saw a jeep and maybe a patrol car, both black and white in color, parked in the lot. He said he doesn't really recall and does not know what agency they were with. He also thought that on one occasion he may have approached the person inside the vehicle, but he doesn't remember what they talked about. He said he could not identify the police

officer he "might have" talked to. He thinks other guards have approached police cars parked in the lot as well.

I asked him if seeing a police officer parked with a female would have impacted his memory, and he said, "possibly, yes," but did not remember seeing anything like that.

Note: On March 10, 2003, I telephonically spoke to Initial Security's office manager, [redacted] Mr. [redacted] related he had reviewed the guard logs for July/August 2002 and nothing was reported regarding patrol cars or anything out of the ordinary. He related he also reviewed the supervisory logs because supervisors occasionally make spot checks and found nothing mentioned either.

On March 11, 2003, at 3:55 a.m., I went to Bell Foundry and interviewed Mr. [redacted] Mr. [redacted] is a security guard at Bell Foundry. The interview was tape recorded and is summarized as follows:

Mr. [redacted] related he works the [redacted] shift at the location on Friday, Saturday, Sunday and Monday [redacted] He did so in July/August, 2002. (The crime occurred on either Friday or Saturday [redacted] which would have been during Mr. [redacted]'s normal shift.) Mr. [redacted] related Mr. [redacted] works the [redacted] shift on Tuesday, Wednesday and Thursdays. He said [redacted] works the p.m. shift, but only Mr. [redacted] and he work the [redacted] shift.

Mr. [redacted] said he does not recall seeing any police cars parked in the parking lot across from Bell Foundry during July/August, 2002. He said in the past, he has seen police cars parked on a nearby side street and they're usually parked there for about half an hour. (I learned the area he was talking about is an isolated street in the 9400 block of Burtis Street.) He said the cars have included South Gate Police, Sheriff's and Highway Patrol, but he never knew what they were doing. He said this activity has decreased since a tow company (Mr. C's Towing [redacted] opened on that street about two months ago. Mr. [redacted] said he has also seen police cars parked on Southern Ave, east of his location. At those times, the police cars had their lights on and he thinks they may have been writing reports.

Mr. [redacted] said he has seen Sheriff and South Gate Police cars drive through the lot as though on patrol. At those times they would drive into the lot and then drive out after about five or ten minutes. He said he has not seen any police cars drive into the lot and park, nor has he seen any police cars parked in the lot.

Mr. [redacted] related the east and west gates of the parking lot used to be kept open, but now they close the east gate at night. I telephoned Mr. [redacted] on March 13, 2003, and he

related they have been closing the east gate since the first of this year.

Mr. [redacted]'s enclosed work area is part of the Bell Foundry building and is set back from the street. It is east of the west gate of the parking lot. Mr. [redacted] related it is possible he might not see a car if it drove into the parking lot. Additionally he is away from the area at times because he walks the perimeter of the plant every hour.

He said he has not seen anything unusual involving a police car.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ____ LT **Date:** 3/13/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 12, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Suspect's Work Hours Investigated

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

In her interview, the victim related the incident occurred in late July or early August, 2002. Based on that information, I obtained a copy of the suspect's 2002 payroll worksheet. I compared information recorded on the worksheet for the months of July and August, 2002, to Compton Station In-Service sheets for the same time period and found the suspect had been assigned to the EM Shift.

I learned the suspect was assigned to an early morning, one man, traffic car during those months. His work hours were recorded (with one exception) as [redacted] p.m. to [redacted] a.m. The victim related the suspect contacted and later sexually assaulted her when she was going home on either Saturday or Sunday morning, between approximately 3:30 a.m. and 5:30 a.m. The time of the incident coincides with the suspect's work hours.

The In-Service sheets and the payroll worksheet show the suspect worked the following weekend dates and days in July/August 2002. His hours were [redacted] p.m. to [redacted] a.m. each date with the exception of August 11, 2002, when his hours were shown as [redacted] p.m. to [redacted] a.m.

Date	**Day**
July 6	Saturday
July 7	Sunday
July 14	Sunday
July 21	Sunday
July 28	Sunday
August 11	Sunday
August 18	Sunday

Note: On March 12, 2003, I obtained the Bell Foundry guard logs for the above dates (the log for August 18 is missing). Nothing unusual was reported. The logs show Mr. [redacted] was the guard on duty during those dates.

Deputy Gonzalez' July and August 2002, Payroll Worksheet 2002, the Compton Station EM In-Service sheets for the above dates and the Bell Foundry guard logs for the above dates except August 18, 2002, are shown in **Exhibit J**.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ________ LT **Date:** 3/13/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 25,2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Review of Suspect's Work Time

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

The victim related the crime occurred in late July or early August, 2002, on an unknown weekend morning between approximately 3:00 and 5:30 a.m. Through investigation I learned the suspect's shift and work days during that period corresponded with when the crime allegedly occurred.

Additionally, I wanted to learn if there were any periods of inactivity between 3:00 and 5:30 a.m on weekend mornings (late July, early August 2002) the suspect might have had

the opportunity to commit the crime.

I obtained copies of the suspect's daily work sheet and unit history (**Exhibit K**) and examined information specifically for the below listed dates and days (refer to supplemental report titled, "Suspect's Work Hours Investigated"):

Date	Day
July 6	Saturday
July 7	Sunday
July 14	Sunday
July 21	Sunday
July 28	Sunday
August 11	Sunday
August 18	Sunday

With the above information, I went to the Sheriff's Communications Center, 1277 N. Eastern Ave., Los Angeles, and contacted Sergeant William Barbe on March 12, 2003. Sergeant Barbe is a department expert in the field of the Mobile Digital Terminal (MDT) system. [redacted] and currently supervises deputies who teach the MDT training for the Sheriff's Department.

[redacted]

I briefed Sergeant Barbe, in general, regarding this investigation and requested he review the suspect's listed activity via MDT logs, the unit history log and any other resources at his disposal, focusing on the times of possible opportunity. I also asked Sergeant Barbe to look for anything unusual regarding self-initiated activity or activity that appeared out of the norm for the suspect's assignment as a traffic enforcement car.

Note: During the months of July and August 2002 , the suspect was assigned to a one man traffic car.

On March 19, 2003, I met with Sergeant Barbe and he provided me with a summary of his findings that are incorporated in **Exhibit K**. Additionally, in speaking with him and reviewing the available information, I found three dates that possibly afforded the suspect the opportunity to have committed the crime.

July 28, 2003

The suspect was assigned to handle a traffic collision, tag 28 at Alondra and Atlantic. He inputted he arrived at 2:14 a.m. He obtained a report number of 403-00017-2003-021 (refer to the **Miscellaneous Section** of this report) via the MDT at 2:47 a.m. He inputted that he cleared this call at 4:02 a.m. (indicating he spent 1 hour and 15 minutes on the call).

At 4:03 a.m., the suspect then inputted he conducted a patrol check of 123 E. Artesia, stating the area was clear of vandalism and burglary. He manually cleared the detail at 6:00 a.m., but the MDT shows it was actually 5:55 a.m. (1 hour 52 minutes later). The method in which the clearance time is displayed (0600?) indicates the suspect manually inputted the information therefore it was not automatically recorded.

August 11, 2002

The suspect inputted he was conducting a patrol check of 123 E. Artesia Blvd. from 2:53 to 3:39 a.m. At 3:38 a.m., he was assigned a call of a hit and run of a parked vehicle and inputted he arrived at 4:07 a.m. He inputted that he cleared the call at 5:46 a.m., noting he did not take a report. At 5:46 a.m., he was assigned another call.

August 18, 2002

The suspect inputted he was monitoring traffic from 1:45 to 4:07 a.m. He checked license plates until 2:57 a.m. He logged assigning himself to an assist of a structure fire, tag 47. He inputted that he arrived at the scene at 4:10 a.m. and cleared the call at 5:20 a.m. However, the handling unit reported he (handling unit) arrived at the scene at 4:04 a.m. and then cleared the call at 4:21 a.m.

Further information will be documented in forth coming supplemental reports.

Sergeant Sam Silva, [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ______ LT **Date:** 3/25/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: April 10, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/Possible Suspect Vehicle Researched

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

During the interview of the victim on February 5, 2003, she related she remembered the suspect's radio car had an "eighty something" number displayed somewhere on the rear of the car. She also said the crime occurred sometime in the later part of July or early part of August, 2002, on an unknown weekend morning. Investigation found the suspect was assigned to the Compton Station during that time period and worked a traffic car on the early morning shift.

I obtained the daily In-Service sheets for that time period and in checking weekend dates during July and August, I found the suspect was assigned to use the following cars:

29A

Date	Day	Unit # According to In-Service	Unit # According to Deputy Daily Work Sheet	Unit # According to Unit History	License Number According to DDWS
7/6/02	Saturday	1560	Same	Same	E 1007975
7/7/02	Sunday	1594	Same	Same	E 1007813
7/14/02	Sunday	1626	Same	Same	E 1007997
7/21/02	Sunday	2050	32050	Same	E 006073
7/28/02	Sunday	1746	Same	Same	E 1010551
8/11/02	Sunday	2204	Same	Same	E 1040093
8/18/02	Sunday	1527	Same	Same	E 052636

On April 10, 2003, I contacted Sheriff's Fleet Management and spoke to L.E.T. Suon Saem. She checked the vehicles listed on July 21, 2002. She related the following:

Vehicle 2050 is a un-marked dark green, 1999 Crown Victoria sedan. The car has been assigned to Lieutenant Johnson with the COPS Team since November 1, 1999. Vehicle 32050 is a car which is loaned out by Fleet Management. It had recently been loaned to Compton Station. Ms. Saem said she is unable to determine the whereabouts of the unit in July and August 2002, other than someone had put gas in it at Lakewood Station on July 19, 2002.

According to Ms. Saem, Sheriff's patrol vehicles have the last three digits of the unit numbers displayed on the roof of the car. On the back trunk area, the unit number is displayed in its entirety. None of the vehicles have an 80 sequence in either the unit or license number.

Sergeant Sam Silva, Emp.[redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ______ LT **Date:** 4/14/03
[redacted]

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: March 25, 2003 **FILE NO:403-00017-2003-021**

C: **Rape by Public Official - 261 (a) (7) P.C.**
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/ Results of JDIC Trail Search/ Case To Be Presented to District Attorney

V: [redacted] **F/H 39**

I: [redacted]
South Gate Police Department

S: **Gabriel Gonzalez** [redacted]
Deputy Sheriff
Compton Station

L: **5310 Southern, South Gate**

D: **July/August, 2002**

DETAILS:

The following documents my efforts to determine if the suspect queried the JDIC System for the victim or her vehicle. Additionally, I sought to determine, other than what she reported, if the victim had any prior contact with the suspect. Because the suspect was assigned as a traffic unit, I had traffic records and crime report records checked for any reports connecting the suspect and victim.

On March 18, 2003, I received an email from Lieutenant Don Slawson, Compton Station who related there was no reported information in the Station's traffic tracking data system for 2002 showing the victim had any contact, either by name, CDL or vehicle license [redacted] with any personnel from Compton Station. On March 21, 2003, I requested Lieutenant Slawson also conduct a similar inquiry on license [redacted] which also met

30 JW

with negative results.

On March 5, 2003, I requested Ms. Ivone Moore, Sheriff's Communication Bureau to conduct a review of JDIC inquires made by Gabriel Gonzalez from July 1 through September 2002, to determine if he ran a check on the victim or her vehicles. On March 19, 2003, Ms. Moore telephoned me and related she expanded the scope of my request to include if any law enforcement agency in Los Angeles County did an inquiry of the victim's name and/or her vehicle license plates. She found no record of anyone running the information. (Her findings matched that of the Department of Justice's audit trail search - refer to supplemental report "Evidence and JDIC Reviewed" dated March 13, 2003.)

She also related her records showed the suspect did not have a log on account with JDIC, meaning his identifying information did not grant him permission to log onto JDIC. On April 4, 2003, I contacted Ms. Moore who rechecked and confirmed the suspect did not have a log on account between the dates of July 1, 2002, thru Sept 31, 2002.

Based on the above, this case will be presented to the Los Angeles County District Attorney's Justice System Integrity Division for consideration of filing.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: ____________ LT **Date:** 4/4/03
[redacted]

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COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: April 16, 2003 **FILE NO:403-00017-2003-021**

C: Rape by Public Official - 261 (a) (7) P.C.
False Imprisonment - 236 P.C.
Assault Under Color of Authority - 149 P.C.
Kidnapping - 207 (a) P.C.

Action Taken: Active/
Investigation Re-Assigned

V: [redacted] F/H 39

I: [redacted]
South Gate Police Department

S: Gabriel Gonzalez [redacted]
Deputy Sheriff
Compton Station

L: 5310 Southern, South Gate

D: July/August, 2002

DETAILS:

Due to the transfer and promotion of Sergeant Sam Silva, this case is being re-assigned to Sergeant R. Kagy.

Sergeant Sam Silva, Emp. [redacted]
Internal Criminal Investigations Bureau
Leadership and Training Division

Approved By: LT **Date:** 4/17/03
[redacted]

31A

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: MARCH 22, 2005

FILE NO.: 403-00017-2003-021

C: RAPE BY PUBLIC OFFICIAL, 261(a)(7) P.C.;
FALSE IMPRISONMENT, 236 P.C.;
ASSAULT UNDER COLOR OF AUTHORITY, 149 P.C.;
KIDNAPPING, 207 P.C.

ACTION: ACTIVE/ADDITIONAL INFORMATION/FEDERAL GRAND JURY CRIMINAL INDICTMENT/SUSPECT ARRESTED

V#1: [redacted] FH/39

S#1: GABRIEL GONZALEZ
DEPUTY SHERIFF, EMPLOYEE [redacted]
COMPTON STATION
FIELD OPERATIONS REGION II

D: JULY/AUGUST 2002
BETWEEN1015 HOURS AND 1645 HOURS

L: 5310 SOUTHERN
SOUTH GATE, CA

****

On April 10, 2003, the above investigation was presented for possible criminal filing to Deputy District Attorney Michael Mallano of the Justice System Integrity Division of the Los Angeles County District Attorney's Office and Assistant United States Attorney Caroline Wittcoff of the United States Attorney's Office. Per agreement between the District Attorney's Office and the United States Attorney's Office, the United States Attorney's Office assumed primary responsibility for the case.

On August 25, 2004, after hearing testimony in the above investigation and testimony in other investigations related to Deputy Gonzalez, a Federal Grand Jury handed down a criminal indictment against Deputy Gonzalez, charging him with five criminal counts of Deprivation of Rights Under Color of Law, Title 18, United States Code, Section 242. An arrest warrant was issued.

On August 26 2004, at approximately 2110 hours, Deputy Gonzalez was arrested at [redacted] by Sergeant Jim Sulley, [redacted] Deputy Gonzalez was transported to the Inmate Reception Center where he was booked under booking number 8253029.

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Deputy Gonzalez is currently free on bail and awaiting trial on the above charges.

A copy of the indictment has been placed in the ICIB file.

BY: SERGEANT JAMES KAGY, [redacted]
APPROVED BY: LIEUTENANT ROD A. KUSCH, [redacted] 03-22-2005, 1715 HOURS
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

DATE May 16, 2002

OFFICE CORRESPONDENCE FILE NO.

FROM: VICTOR RODRIGUEZ, SERGEANT
INTERNAL CRIMINAL INVESTIGATIONS BUREAU

TO: ARTHUR NG, CAPTAIN
INTERNAL CRIMINAL INVESTIGATIONS BUREAU

SUBJECT: Inquiry into an allegation of possible criminal misconduct by Deputy Gabriel Gonzales [redacted] Compton Sheriff's Station

On May 13, 2002, Mrs. [redacted] alleged that a Sheriff's deputy named "Gabriel" raped her after he contacted her on a traffic stop. Mrs. [redacted] reported the allegation to Compton Sheriff's Station Sergeant Kristi Yaeger and it was documented on Watch Commander's Service Comment Report #114444.

On May 14, 2002, Sergeant Susan Vaziri and I contacted Mrs. [redacted] at her residence and interviewed her regarding the allegation. The interview was conducted in Spanish and was recorded. Mrs. [redacted] said that on two separate occasions she had consensual sex with a Compton Sheriff's deputy named "Gabriel." Mrs. [redacted] said she first met the deputy three months ago after he had stopped her for a traffic violation. Mrs. [redacted] said the first time, sometime during the last week of March 2002, she had consensual sex with the deputy when he met her after she had finished work. Mrs. [redacted] said that the deputy was on duty and they drove to a nearby alley and had sexual intercourse. Mrs. [redacted] said the second occasion, approximately a week ago, the deputy came to her house, off duty, and they had sexual intercourse at her residence.

I showed Mrs. [redacted] a Department photograph of Deputy Gabriel Gonzales and she identified him as the deputy she had the affair with.

Mrs. [redacted] said on May 13, 2002, she called the Compton Sheriff's Station because her husband, [redacted] had found out that she had a sexual relationship with the deputy. Mrs. [redacted] said her husband forced her to call the Compton Sheriff's Station and falsely report that the deputy had raped her.

I observed that Mrs. [redacted] left eye was bruised and swollen. I asked Mrs. [redacted] what had happened to her eye. Mrs. [redacted] said that her husband had beaten her to confess about the affair with the deputy. Mr. [redacted] who was standing nearby, admitted that he hit his wife and had her call the Sheriff's Station and falsely report that the deputy had raped his wife. I contacted Compton Sheriff's Station and requested that deputies be dispatched to the location and arrest Mr. [redacted] for Spousal Assault. Refer to Compton Sheriff's Station Report # 402-07369-2826-050.

Based on the fact that Mrs. [redacted] recanted her allegation that she was raped by Deputy Gabriel Gonzales and her statement that the sex between them was consensual, there is no evidence of criminal misconduct by the deputy. Therefore, there will be no further criminal investigation into this matter by the Internal Criminal Investigations Bureau. The information will be forwarded to the Captain of Compton Sheriff's Station for his assessment and review.

On May 16, 2002, Compton Sheriff's Station Captain Cecil Rhambo was notified of the results of the inquiry.

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

COMPLAINT REPORT

DATE: January 15, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation by Public Official, 288a(k)P.C. **ACTION TAKEN:** First Report

I: Michael M. Nagaoka, Chief
Field Operations Region II

V: [redacted] FW/40

S: Unknown deputy sheriff

D/T: January 09, 2003, b/t 2130 and 0030 hours

L: Long Beach Boulevard and Carlin Avenue, Lynwood

On January 09, 2003, Chief Michael M. Nagaoka requested that the Internal Criminal Investigations Bureau conduct a criminal investigation into allegations made by Victim [redacted] that an unidentified, uniformed deputy sheriff detained her in the city of Lynwood, transported her by patrol car to an alley in the city of Compton, and then forced her to orally copulate him before releasing her in the alley.

The I.C.I.B. investigation will be documented by a series of confidential supplementary reports under the above file number.

Submitted by:

JAMES R. KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

Approved by: S Su 1/18/02

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: January 15, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Victim Interview; Evidence held

V: [redacted] FW/40, [redacted]
(For residence information, contact Investigator)

S: Unknown, MH/29-32, short military style haircut, thinning on top, 5'09" tall, slightly overweight, glasses, wearing Sheriff's Department uniform and green uniform jacket.

EV-1-1 Sexual Assault Examination Kit for [redacted]

EV-2-1 Hair samples provided by [redacted]

EV-3-1 Synthetic hair samples from wig worn by [redacted]

EV-4-1 Handwritten diagram of patrol car

(Entered ICIB Ledger 2, Page 175)

On Thursday, January 09, 2003, at approximately 0330 hours, Sergeant James Kagy and Sergeant Deborah Jones of the Internal Criminal Investigations Bureau responded to the Emergency Room at Daniel Freeman Memorial Hospital, 333 North Prairie Avenue, Inglewood, California, 90301, regarding a sexual assault victim at the location. Once there, Kagy and Jones contacted Century Station Sergeant Michael Thatcher, [redacted]

Sergeant Thatcher was assigned as Unit 216S EM, out of Century Station. He said that approximately two hours earlier, Safe Streets Bureau Sergeant Fred Reynolds contacted him and requested to meet with him. When Sergeant Thatcher met with Sergeant Reynolds, Reynolds introduced him to Victim [redacted]

Sergeant Reynolds informed Thatcher that at approximately 0130 hours, Victim [redacted] and her husband, [redacted] flagged him down near the intersection of Long Beach Boulevard and Carlin Avenue, in the city of Lynwood. Victim [redacted] a street prostitute, informed Sergeant Reynolds that earlier that same morning, she was detained by a uniformed male deputy sheriff who transported her by patrol car to an alley near

Wilmington Street and Willowbrook. There, the deputy allegedly forced her to orally copulate him before releasing her in the alley.

Because the alleged incident began in the city of Lynwood, which is in Century Station's patrol jurisdiction, Sergeant Thatcher assumed charge of the initial inquiry. He questioned Victim [redacted] who told him the following:

Victim [redacted] alleged that she was detained by a deputy sheriff near the intersection of Carlin Avenue and Long Beach Boulevard. She described the deputy as a male Hispanic, approximately 29 years old, with receding or thinning hair cut in a flat top style. The deputy also wore glasses.

Victim [redacted] told Sergeant Thatcher that the deputy retrieved her identification from her person and instructed her to sit in the back seat of his patrol car. After she entered the patrol car, the deputy drove her to a dark alley where he parked, exited the patrol car, and opened the patrol car's back door. She said the deputy threatened to take her to jail and put his hand on his sidearm.

The deputy then unzipped his pants and exposed his penis to Victim [redacted] To appease the deputy, [redacted] orally copulated him. She told Sergeant Thatcher the deputy appeared nervous during the incident and he did not ejaculate. The deputy ultimately released her in the alley. Prior to walking away from the patrol car, Victim [redacted] saw the numbers "050" printed on the patrol car's roof, and the numbers "000795" on the patrol car's licence plate. She said the deputy saw her looking at the license plate and stood in front of it to block her view of the license plate.

Victim [redacted] said she walked back to Long Beach Boulevard and Carlin Avenue. Shortly thereafter, she saw Sergeant Reynolds and reported the incident to him.

After providing the above information, Sergeant Thatcher introduced Victim [redacted] to Sergeant Kagy and Sergeant Jones and excused himself.

The following is a summary of a tape recorded statement made by Victim [redacted] to Sergeant Kagy and Sergeant Jones.

> Investigator note: Victim [redacted] is a forty year old Caucasian female, 5'08"/160 lbs, Blonde Hair, Blue eyes. She was wearing a black leather jacket, white crop top blouse, tan miniskirt, and black "pump" low heel shoes. In addition to her own hair, she wore a blonde synthetic hair extension which was pinned to her own hair.

Victim [redacted] described herself as a street prostitute who works her trade in the city of Lynwood, on Long Beach Boulevard, between Carlin Avenue and Burton Avenue. She said she has her clients accompany her into motel rooms, and unless she is desperate for

money, she never enters a client's personal vehicle. She does not perform sexual intercourse or orally copulate her clients without using a condom for protection. She instructs her clients to purchase condoms from vending machines which are located at the motels.

Victim [redacted] stated that on Wednesday evening, January 08, 2003, she arrived on Long Beach Boulevard, near Carlin Street at approximately 2130 hours. She consumed one alcoholic beverage and entertained two male clients who each paid her $50.00 for her services. She also purchased a five dollar baggie of marijuana and placed the marijuana in her jacket pocket under her wallet. She does not smoke "crack" cocaine.

Sometime after 2130 hours, Victim [redacted] saw a marked black and white Sheriff's patrol car traveling southbound along Long Beach Boulevard. The patrol car stopped next to the west curb of Long Beach Boulevard, several feet south of Carlin Avenue, in front of a small grocery store. At the time the deputy stopped, [redacted] was "jaywalking," walking east to west across Long Beach Boulevard at Carlin Street. The deputy turned on his roof-top rotating lights and motioned for her to come over to the patrol car. She said she was frightened because she had the marijuana in her pocket and she believed two traffic warrants had been issued for her arrest.

Victim [redacted] said that written on the side of the patrol car was the word "Sheriff." She did not look to see if there were additional words written on the car to identify which city the car was assigned to. She said, "Normally, I would look because I've lived there so long, and they have like, 'Lynwood Sheriff,' and the other sheriff. But at the time, I wasn't thinking because I was thinking about the marijuana in my pocket and the warrants. So I wasn't even thinking about nothing besides the fact that I might be going to jail tonight."

Victim [redacted] described the deputy as a Hispanic male, no older than 32 years of age. He was approximately 5'09" tall, with a somewhat fatty mid section. He had an olive complexion, and "fading" hair. When asked what she meant by "fading hair," she replied that the deputy had a very short "military" style haircut with the hair on top standing up slightly. His hair was thin on top and she could clearly see his scalp. She said he wore prescription glasses. Although the glasses seemed too large for his face, he appeared to be comfortable wearing them. He was clean shaven. The deputy wore a Sheriff's Department uniform and a green uniform jacket. She did not look for a name tag. He had a handgun which he wore on his right side, and had a baton and possibly a radio on his left side. She said she had never seen this particular deputy before.

Victim [redacted] said, "He didn't ask me my name. He asked me if I had any drugs or sharp objects on me. And I said, 'No.' He said, 'Get in the back of the car,' which I did. Then he asked me to place my hands on the screen and interlock my fingers on the cage and, 'Keep your hands where I can see them.'" She said, "He didn't originally pat me down. He told me to get in the car and interlock my hands on the screen. And when I did, then he

started getting in. He took my wallet. He was up front going through it. He said, 'Do you have anything I should be worried or concerned about?' And I said, 'No.' I said, 'I might have a ticket, but I don't smoke crack, okay?....and I have one miniature [bottle of liquor].'"

Victim [redacted] said she entered the car via the left rear passenger door. As instructed, she placed her fingers through the cage which separates the front and rear seats. She remembered that the cage was made of black metal. It had no port hole or opening in the center like other patrol cars she had been in. The back seat was hard plastic.

The deputy had closed the back door locking her inside. He then entered the front seat and began thumbing through the contents of her wallet. The deputy turned off the rotating lights, but left a yellow blinking light turned on.

Victim [redacted] said her initial contact with the deputy seemed normal to her except for the fact that this was the first time she had ever been inside a patrol car without first being handcuffed. She said she did not see the deputy write down her name. The patrol car had a computer in the front compartment area. She did not believe the deputy entered her name into the computer. During prior contacts with police officers, she had heard beeping noises whenever the officers used their computers. She did not hear any such beeping noises emitting from the deputy's computer.

The deputy then drove away with her. He drove southbound on Long Beach Boulevard and turned right (west) on the first street south of Carlin Avenue. When asked if the deputy said anything to her prior to driving off with her, she replied, "He actually didn't say anything or give me any indication that I was in a spot. He turned right on the next street."

Victim [redacted] assumed that the deputy was taking her to jail. She knew that prostitutes who are arrested in that area normally are booked at the "Lynwood Jail" (Century Regional Detention Facility). She saw that the deputy was driving in the direction of CRDF. She said she considered "ditching" her marijuana in the back seat of the patrol car.

Victim [redacted] said, "He was still driving, but because I was a little worried because I wasn't handcuffed, and I've never not been handcuffed. Usually the police are like, 'You're going to jail.' They handcuff you and take you to jail. So this is my first time ever being in the car where I am not handcuffed. So I thought that was a little peculiar. So then, when I felt some peculiarity in that.....then when he turned right in the alley and stopped, I started getting worried."

Victim [redacted] said the deputy drove into the first alley west of Santa Fe Avenue, between Carlin and El Segundo Boulevard. There, he parked the patrol car with the right side of the patrol car very close to a wall. She described the alley as extremely dingy. She said, "There is not lights, and it's right behind like an automotive junk...not junk yard, but like they do mufflers or something. So it's real dark, and not only is it real dark, but there is not....it's

not like there's a whole bunch of stuff laying out, but in Compton, hello." She recalled seeing a white truck, possibly a Ford Bronco, parked part way down the alley.

After parking the patrol car, the deputy exited the driver's door, walked around the back of the vehicle to the passenger side, and opened the right rear passenger door. The patrol car was parked so close to the wall that the door was barely able to open fully.

Victim [redacted] was still seated on the driver's side of the back seat. The deputy told her to exit the car via the passenger side. She said, "But when he asked me to get out of the car, I thought, 'This is odd. I'm not handcuffed, he has my wallet, and you're asking me to get out of the car in an alley.' I mean, come on! That's odd for a policeman to ask you to get out of a car in a dark alley."

To further describe what happened after the deputy parked the patrol car, Victim [redacted] said, "He got out first, and in fact, he opened my door for me. I don't know if it opens from the inside or not because it's my first ride that I didn't go to jail. But he got out of his side. He came around, and instead of opening my side (left door), even though I was right behind him, he went all the way around where the wall was. Like the door almost hit the wall. And he was close to the wall. So, when he got out, he opened it on the right hand side of the back seat." Victim [redacted] said the deputy left the patrol car's motor running the entire time.

After opening the door, the deputy said to [redacted] "Do you have anything on you? She replied, "No." The deputy said, "Well, something, give me something to work with." [redacted] told him, "I don't know anything. The only thing I know to tell you is what the other officers had basically told me earlier.....was that they were looking for three Hispanic men in a black Honda that had just done two shootings in the area."

When asked if she, in fact, had contact with police officers prior to her contact with the suspect deputy, Victim [redacted] said that another prostitute was contacted by officers who were looking for shooting suspects. That prostitute passed the information on to her.

Victim [redacted] said the suspect deputy told her, "Give me something!" [redacted] said, "So I'm like, 'Well, they're looking for the guys in the black Honda.' I'm trying to give him something." The deputy told her, "I need a gun or something." [redacted] told him, "I'm just a simple prostitute. I don't sell crack. I don't smoke crack. So I can't give you a crack dealer." She told the deputy she did not know anything more than what deputies who work the area already know. She told him about two locations where marijuana is commonly sold, but added that deputies already knew about those locations. The deputy told her, "Oh, I can't let you go for that." [redacted] told him again that she was just a "simple prostitute" and had no further information she could give him. She said she was now becoming very frightened of him.

During the conversation, Victim [redacted] noticed that the deputy continually placed his left hand next to his left side near his gun belt. She said she initially believed he was putting his hand on his sidearm. She told him this frightened her. She said, "I was like, 'You're scaring me. Is that your gun?' And he is like, 'And?' He didn't say it was or it wasn't, but he kept trying to [touch it] because he knew I felt intimidated. He's like, 'Oh, she thinks I'm getting a gun. She's feeling intimidated.' But when I looked.....actually even though I originally felt intimidated and thought it was a gun, when I looked, I seen it was a baton. But I didn't change my words because I was so scared and I wanted to let him know that I was scared. But his gun was on his right side."

After telling the deputy his actions were frightening her, the deputy continued to touch the area where his baton was located. Victim [redacted] said the fact that she was frightened seemed to excite the deputy. Victim [redacted] said she decided not to tell him she knew he was not touching his gun. She feared that if she let him know she knew he wasn't touching his gun, he might actually start touching his gun.

Victim [redacted] said the deputy told her to exit the car. She grabbed the side of the door and seat area and pulled herself into a seated position at the edge of the seat with her legs out of the car. She assumed her fingerprints would be on the seat or door area.

Victim [redacted] said that when she exited the car, the deputy asked her, "Are you sure you don't have nothing on you?" He said, "Well let me search." Victim [redacted] said, "I was still actually sitting on the edge of the car, and he was like, 'Well, let me search.' So, when he had actually asked me to search, I said, 'Well, I don't have no clothes on. I don't have no bra and no underwear, so there's really nowhere to search. I can't be hiding anything here because I don't have nothing to hold it on.'" The deputy motioned with his hand, directing Victim [redacted] to spread her legs apart. She said, "And when I did, he had his flashlight. And I don't see if he had it in his hand or where it came from, but he did have a flashlight, and he was looking like in my vagina, and he's like, 'I'm sure there's nothing in there.' And then he was like, 'Do I need to call a female officer?' And I was like, 'No, I don't have anything.'"

Victim [redacted] explained that she did not ask to have a female deputy come to the location because she didn't believe the offer was sincere. She said, "Of course I wasn't going to say, 'Well of course, call a female officer because you are out of procedure,' because I didn't want to give him the impression that I had any control over what was going on. I wanted to make sure he felt like he was in total control, so then that way, he would feel I was still intimidated so he would let me go unharmed."

She said, "And I'm sitting on the edge [of the seat], and so when he said, 'Get out!' I'm like, "Get out, let me jump out. Let me try to get the hell out of this car.' So when I originally got all the way out, he wasn't intimidated. But he was like, 'No, go ahead and sit down.' He unzipped his pants. He was like, 'Go ahead and sit down.' She saw his erect penis

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protruding from his pants. She could not tell if he was wearing underwear and she could not see any pubic hair. She described his penis as approximately four to five inches long with a diameter slightly larger than a quarter. She believed he was circumcised, but added that his penis was already erect at the time. Therefore, she could not be absolutely certain he was circumcised.

When asked if he said anything to her when he first exposed his penis to her, Victim [redacted] replied, "I can't even remember actually word for word, I'd be lying. Because I don't really remember [him] saying, 'Are your going to do this? Are you gonna?' I don't really don't remember him [saying that]. I remember him zipping his pants down and taking his penis out...and then I told you already, I was kind of intimidated because he had kept grabbing, and I thought it was originally his gun. And then when I seen it wasn't his gun.... But he felt comfortable with me having the impression that it was his gun. And then when he zipped down his pants, I didn't want to say, 'Well, I see that's not your gun, it's your night stick."

Victim [redacted] said, "He didn't actually say, 'Hey, are you going to suck my dick?' But when he pulled it out, and it was right there, I was like, 'Can I use a condom?'" When asked what the deputy's response to her had been, Victim [redacted] replied, "Well, first of all, he told me, 'No.' And second of all, I didn't have one (condom) because I usually date people in a prostitute motel room. They are a dollar each in the motel."

Victim [redacted] said it was obvious to her what the deputy wanted her to do. She said, "I was already in the back of the alley. I'm in the back of a dark alley with a policeman, and his pants are unzipped. I really didn't ask." She said she began orally copulating the deputy. When asked if the deputy put his penis in her mouth, she replied, "No, he kind of just had it hanging out of his pants, erect. And he had me in the alley with the car, like kind of boxed in, and his penis hanging out. And so, it was kind of already between the fear in me...I really didn't ask what he wanted because in my impression, with his penis out of his pants, it kind of gave me the impression, without him speaking, that he wanted some type of sexual activity. And in the prostitution arena, it's not abnormal for a gentleman to want a sexual favor. But it is abnormal to have a gentleman, I wouldn't say force, because he never put his hands on me....he didn't hit me or harm me, but it was like in domestic violence classes. There is a lot of tactics of force or control that you can use on one without placing your hands on them, and in the prostitute position, the intimidation of me going to jail was enough for me to think that if I did one sexual favor for him, then I wasn't going to jail, even though it was unspoken, then I would be, in my situation, I would feel more secure with that. And that really didn't affect me besides the fact that I was scared because I wasn't sure if he just wanted just a sexual favor or if he was going to harm me."

Victim [redacted] said the deputy had wanted her to remain seated while she orally copulated him. She did not wish to stay seated because she was afraid he would then be able to strike her and push her back inside the car. Therefore, she stood up and bent forward while orally copulating him.

Victim [redacted] said that when she felt the pressure in his penis increase, and she believed he was about to ejaculate, she pulled her mouth away from his penis and told him, "If you're going to ejaculate, can you please ejaculate on the ground because I don't want you to ejaculate in my mouth." The deputy told her, "No, why don't you just bend over, bitch."

Victim [redacted] said she turned around and assumed he intended to have sexual intercourse with her. After she turned around, she told him there was a problem. When he asked what the problem was, she said to him, "Baby, you wouldn't want to fuck a prostitute without a condom would you?" When he asked her why he would need a condom, she decided not to use the threat of AIDS as an excuse. Instead, she told him she did not wish to become pregnant. Victim [redacted] explained, "He didn't seem like AIDS would concern him. Obviously, if you've got a hooker sucking your dick with no condom in the back seat of your car, in an alley, then you really aren't thinking about a hell of a lot. Because first of all, your job, your family, or your dick, you ain't thinking about, not even yourself, let alone me. So how can you be worried about how I might feel if he's not even thinking about what he is really doing to himself?"

Victim [redacted] said that almost immediately after telling him she did not wish to become pregnant, the deputy stopped his sexual advances and he lost his erection. He put his penis back in his pants and zipped up his pants.

At this point, the deputy told her, "How am I gonna let you go? How can I just let you go? Do you have anything you can give me?" She said the deputy almost let her go and she was able to walk several feet before the deputy told her, "Oh, no, no, no, come back." The deputy gestured toward the back seat and told her, "Get back in." She said he was standing behind her with his hand on the door.

Prior to getting back inside the patrol car, Victim [redacted] noticed three large numbers written on top of the patrol car. The numbers, which were located behind the light bar read either "050" or "650." She believes the deputy saw her look at the numbers. She said, "I'd seen him looking me in my eye, and he's like, 'That bitch just saw on the top of my car.'"

After she got back inside the patrol car, the deputy closed the door behind her and entered the car via the driver's door.

Fearful that he might hurt her because she had not gratified him sexually, Victim [redacted] asked the deputy if he planned to shoot her. He said, "No, I'm not gonna hurt you. Why would you think I'm gonna hurt you?" She replied, "You're scaring me. I'm in the alley." He told her again he would not hurt her.

The deputy asked her where she lived, how long she had been in the area, and how many police officers she knew. She told him she previously resided in a [redacted] which was located at [redacted] Santa Fe. The [redacted] was located in the very same block and backed

up to the alley in which they were presently parked. Victim [redacted] said, "When I told him that (location of [redacted]), his...almost his whole face like.....cause I think he thought I was a little cracked-out prostitute right there, then he could come pick me up, intimidate me, scare me. I think he was gonna get the most pleasure out of scaring me, get a free blow, and go." He appeared very nervous after she told him where the [redacted] was located.

Victim [redacted] told the deputy that her brother was a police officer in another state. She also told him she knew a Deputy with the last name of Ponsford who worked in the Lynwood area. Because the deputy appeared to become intimidated because she knew another deputy sheriff, to placate him, Victim [redacted] explained to him that she only knew the deputy because he had issued her citations in the past.

The deputy ultimately exited the patrol car, opened the left rear passenger door and released her. As she slid across the back seat to the driver's side of the car, she saw her wallet was now on the back seat. She did not know how or when the wallet was placed on the seat. She picked up the wallet and exited the car. The deputy asked her if her hair was real. She told him it was. He took his hand and brushed upward from the nape of her neck through her hair. The hair extension she was wearing remained intact and did not move.

Prior to her walking away, the deputy asked her if he could see her again. Victim [redacted] did not believe his question was sincere. She perceived that his statement was made as an attempt to placate her.

As Victim [redacted] walked northbound in the alley toward El Segundo Boulevard, she turned back and looked at the patrol car's license plate. She believes the license number on the patrol car was "0000795." The deputy saw her looking at the license plate and stepped in front of it to block her view. He called out to her and told her to come back. He offered to give her a ride. Victim [redacted] told him everything was okay and she continued walking northbound, away from him and the patrol car. As she passed the white truck parked in the alley, she walked around it and used it to block the deputy's view of her. She said she was fearful that the deputy might shoot her. The deputy did not follow her and she did not see him again.

Once Victim [redacted] reached the end of the alley at El Segundo Boulevard, she walked eastbound along the south side of the street toward Santa Fe Avenue. She noticed a shoe repair shop with a light turned on inside. The interior door of the store was open, but an exterior security door was locked. She saw a Hispanic male inside the shop. She described him as thin, approximately fifty years old. She was crying and had become somewhat hysterical by that time. She asked the Hispanic male for a pencil so that she could write down the numbers she had seen on the patrol car. The man apparently spoke Spanish and did not seem to understand what she was saying. She then ran from the shop, eastbound on El Segundo Boulevard.

After leaving the deputy, Victim [redacted] checked the contents of her wallet and noticed that her money and identification had not been taken by the deputy.

Victim [redacted] estimated that it took her five or ten minutes to walk back to Long Beach Boulevard and Carlin Street. When she arrived there, she spoke with a male she knew only as [redacted] She described him as Black, approximately 36 years old, 5'07" tall, wearing blue jeans and a blue ski cap. She said she refers to him as [redacted] because he begs for change which he uses to buy crack cocaine. She said he told her he had seen the Hispanic deputy with glasses place her in his patrol car. He had assumed she was being arrested.

Victim [redacted] said her former spouse, [redacted] was also in the area and told her he had seen her in the patrol car. She told him what happened to her and he recommended that she report the incident to the police.

Victim [redacted] estimated that she had been with the deputy for a total of twenty minutes from the time he picked her up until the time he allowed her to leave. She believed the deputy picked her up at approximately 2130 hours. She also believed she had returned to Carlin Avenue and Long Beach Boulevard prior to 2300 hours.

After returning to Carlin Avenue and Long Beach Boulevard, she consumed one "miniature" alcoholic beverage. She had just begun smoking some of her marijuana when she saw a patrol car containing four deputy sheriffs stop nearby and illuminate her with a spotlight.

She spoke with the deputies and decided she would tell them what happened to her. The deputies told her it was necessary for them to leave, but assured her that they would return shortly and assist her. They told her not to leave the area. The deputies drove away, but did return several minutes later without one of the deputies. The deputies notified the sergeant (Thatcher) who ultimately drove her to Daniel Freeman Hospital.

End of initial interview.

Victim [redacted] was examined at the hospital and released. A sexual assault kit was completed by Registered Nurse Chris McClung, SANE, [redacted] Two oral swab samples were collected from the Victim at 0535 hours. The sexual assault kit (EVIDENCE ITEM #1) and report (refer to EXHIBITS SECTION) prepared by Ms. McClung were turned over to Sergeants Kagy and Jones.

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Samples of Victim [redacted] head hair (EVIDENCE ITEM #2), and samples of the synthetic hair extension (EVIDENCE ITEM #3) worn by Victim [redacted] were provided by the Victim.

Victim [redacted] consented to have Sergeant Kagy and Sergeant Jones drive her back to Lynwood and retrace the route taken by the deputy. She directed them to Long Beach Boulevard and Carlin Avenue. She pointed to an area on the west side of Long Beach Boulevard, approximately fifteen feet south of Carlin Avenue ([redacted] Long Beach Boulevard) and identified that as the location where the deputy first stopped and made his initial contact with her. Victim [redacted] described the following route taken by the deputy. He drove southbound on Long Beach Boulevard and turned right (west) on Palm Avenue. He turned right (north) on Alpine Avenue; left (west) on Carlin Avenue; right (north) on Santa Fe Avenue; left (west) on El Segundo Boulevard; and left (south) into the first alley west of Santa Fe Avenue.

Victim [redacted] directed the ICIB sergeants to an area in the alley that was approximately two thirds of the distance from El Segundo Boulevard toward Carlin Avenue. She said the deputy parked on the west side of the alley, facing south, near a ten to twelve foot corrugated steel wall. Directly across the alley was an eight foot steel wall.

The ICIB sergeants noted that the alley was littered with debris, including discarded mattresses and furniture. Except for a motion activated light at the extreme south end of the alley, no lighting was observed in the alley. Parked in the alley, facing north, was a white truck. Sergeant Kagy photographed the Victim and the alley (refer to EXHIBITS SECTION).

Using the odometer in the Sergeants' vehicle, it was estimated that the distance between Long Beach Boulevard/Carlin Avenue and where the deputy parked in the alley was approximately 9/10ths of one mile.

Victim [redacted] directed Sergeant Kagy and Sergeant Jones to [redacted] E. El Segundo Boulevard, and pointed to an establishment doing business as [redacted] She said she had gone to that location after leaving the deputy and attempted to borrow a pencil from a Hispanic male who was inside. Sergeant Kagy checked the location and found it was closed and would not open until later in the day.

Sergeant Kagy and Sergeant Jones transported the victim to the [redacted] located at [redacted] San Pedro Street, Los Angeles, where she asked to be dropped off.

> Investigator note: During the above interview with Victim [redacted] Sergeant Kagy drew a rough sketch of the patrol car. The diagram was based on Victim [redacted] verbal description of how the car had been parked in the alley. Victim [redacted] said

the diagram correctly showed how the patrol car had been parked near the west wall of the alley. Victim [redacted] made several notations on the diagram during the interview. The diagram is held as EVIDENCE ITEM #4.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted]
2/7/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 19, 2003

FILE NO: 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Follow-up investigation summary; Evidence held

V: [redacted]

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]

EV-8-1 Carbon copy of Sheriff's Department Transfer Record, dated 01-08-03, 2325 hrs, showing the transfer of Inmate [redacted] from the Century Regional Detention Facility to the Sheriff's Inmate Reception Center by Deputy Gabriel Gonzalez, and (1) photocopy of a Probable Cause Declaration advisement form listing the name, [redacted] Both copies are time stamped 01-09-03, 0110 hours. (Entered into ICIB Ledger 2, Page 176)

On January 09, 2003, at approximately 0200 hours, Sergeant James Kagy was contacted and advised by ICIB Lieutenant Allan Smith that a sexual assault allegation had just been made by a female citizen against an unnamed deputy sheriff. Lieutenant Smith told Sergeant Kagy that the female Victim was currently in the company of a Century Station supervisor who was in the process of transporting her to Carson Sheriff's Station to await Sergeant Kagy's arrival. Lieutenant Smith informed Sergeant Kagy that further information about the complaint could be obtained from the Century Station Watch Commander, Lieutenant Ronald Williams, [redacted]

Sergeant Kagy telephoned Lieutenant Williams who provided him the following basic information.

Lieutenant Williams said that approximately one hour earlier, he was informed by Century Station Sergeant Michael Thatcher, [redacted], that a female street prostitute was alleging that an on-duty, uniformed deputy sheriff detained her in Century Station's patrol area and transported her by black and white patrol car to an alley several blocks away. There, the deputy allegedly forced the Victim to orally copulate him before he released her in the alley. The Victim described the deputy's patrol car as having the numbers "050," printed

on the rooftop.

Lieutenant Williams checked the Century Station fleet record and found that Century Station had no patrol cars assigned to it with the rooftop number "050." Because the alleged incident occurred near the boundary separating the Century Station and Compton Station patrol areas, Williams telephoned the Compton Station Watch Commander to ascertain if Compton Station fielded a vehicle with that rooftop number.

Lieutenant Williams learned from the Compton Station Watch Commander that Compton Station, in fact had a patrol car assigned to it with rooftop number "050. " Williams learned that the patrol car was currently assigned to a specialized unit known as the Community Oriented Multi-Agency Narcotic Enforcement Team (COMNET). The COMNET Team is an enforcement unit attached to the Sheriff's Narcotics Bureau. Lieutenant Williams said he did not divulge any information to the Compton Station Watch Commander about the Victim's complaint or the reason he was requesting the information.

Sergeant Kagy directed Lieutenant Williams to have the Victim transported to a hospital where a sexual assault examination could be conducted of her. Williams agreed to have Sergeant Thatcher transport the Victim to Inglewood Daniel Freeman Hospital.

Sergeant Kagy and Sergeant Deborah Jones responded directly to Daniel Freeman Hospital where they contacted and interviewed Victim [redacted]. After the interview and sexual assault examination was completed, Victim [redacted] consented to have Sergeant Kagy and Sergeant Jones drive her back into the Lynwood Station and/or Century Station areas so that she could show Kagy and Jones where the incident began and ended.

Victim [redacted] directed Sergeant Kagy and Jones to 12407 Long Beach Boulevard, where a small store is located on the southwest corner of Long Beach Boulevard and Carlin Avenue. [redacted] said that her initial contact with the deputy occurred in front of the store. She said that after the deputy had her get inside his patrol car, he transported her south on Long Beach Boulevard, and turned east on Palm Avenue.

Victim [redacted] next directed Sergeant Kagy and Sergeant Jones to the 2500 block of Santa Fe Avenue. She had them turn west on El Segundo Boulevard from Santa Fe Avenue, and had them turn south into the first alley west of Santa Fe Avenue. She directed Sergeant Kagy and Sergeant Jones south through the alley, and had them stop and park in the alley near the rear of 2515 Santa Fe Avenue. She identified this as the location where the deputy parked his patrol car and forced her to orally copulate him (for further information, refer to supplemental report of Victim [redacted] interview and photographs contained in the attached EXHIBITS SECTION).

After concluding the above, Sergeants Kagy and Jones dropped off the Victim, and drove to Compton Sheriff's Station. They arrived at Compton Station at approximately 0800 hours, and contacted the Compton Station Detective Bureau Lieutenant, Donald Slawson [redacted]

Lieutenant Slawson confirmed that a marked black and white patrol car, with rooftop number "050," was currently assigned to the COMNET unit. The vehicle, a 1994 Chevrolet Caprice, had California license plate number of 006073, and Sheriff's Department Equipment Number SR32050.

Sheriff's Department mobile digital records (refer to EXHIBITS SECTION) retrieved by Lieutenant Slawson revealed that the vehicle was last in service on January 08, 2003, between 0700 hours and 2058 hours. The deputy daily worksheet (Automated Patrol Log) for that shift identified the last deputies to use the vehicle as COMNET Deputies Gustavo A. Arida, [redacted] and Curtis L. Bynum, [redacted]. Their patrol log for January 08, 2003, showed that Vehicle #SR32050 had been assigned as Unit 283D. The log showed the vehicle in-service between 0900 hours and 1700 hours, with a starting mileage of 131801, and ending mileage of131936. The log contained no entries that described the unit's activities during the work shift. The vehicle's Unit History Report, which automatically records all computer activity conducted through the patrol car's computer, showed a logon time of 0917 hours, and a logoff time of 2058 hours. Victim [redacted] name did not appear in the Unit History Report.

> Investigator note: During her interview with Sergeant Kagy and Sergeant Jones, Victim [redacted] said the suspect deputy's patrol car had a rooftop number of "050" or "650." She said the patrol car also had a license number similar to #000795. She described the vehicle as having red and blue rotating lights on the roof, a computer in the front compartment area, and hard plastic seats in the back passenger area. She described the vehicle as having black metal mesh screen between the front and rear seats with no opening or port in the center like she had observed in Sergeant Thatcher's patrol car.
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> Victim [redacted] described the suspect deputy as a Hispanic male, between 29 and 32 years old, approximately 5'09" tall, a little overweight around the mid-section, with a military style haircut, thin on top. She said the suspect deputy was wearing prescription style eyeglasses during the entire incident.

Sergeant Kagy and Sergeant Jones checked the Compton Station parking lot and located Vehicle #SR32050, backed into a parking stall near the south end of the Compton Station Employee Parking Lot. Although the vehicle had the number "050," printed on the rooftop, the license number (006073) did not match the number provided by the Victim (000795). The patrol car did have a rooftop light bar with red and blue lights, a computer in the front seat compartment, and hard plastic back seats. The screen separating the front and rear

seats did not match the description provided by the Victim as it had a port/opening in the center large enough to pass items back and forth.

The mileage on the patrol car's odometer matched the last mileage listed on the Compton Station Gas Log and the ending mileage listed in the unit's log. Based on that information alone, it did not appear that Vehicle #SD32050, had been driven after 2058 hours on January 8, 2003.

To keep the investigation as confidential as possible, it was decided that the patrol car would not be examined for evidence at Compton Station. Sergeant Kagy took possession of Vehicle #SR32050, and drove it from Compton Station, directly to the ICIB Parking Lot. Scientific Services Bureau was contacted and requested to respond immediately to ICIB to fingerprint, photograph, and search the interior of the patrol car for hair, fiber, or any other physical evidence that might prove Victim [redacted] had contact with and/or was inside the patrol car.

Sergeant Kagy and Sergeant Jones determined that the physical description of Deputy Bynam, an African-American, did not match the suspect description provided by the Victim. Deputy Arida's description (MH/29, 6'00"/235 lbs, short military style haircut), however, did have some similarities. A Sheriff's Department photograph of Deputy Arida showed Arida as having a short, military style haircut similar to that described by the Victim.

Sergeant Kagy and Sergeant Jones informed Lieutenant Slawson of the suspect's physical description and asked him to review the Compton Station Early Morning Roster for January 09, 2003, and determine if any Compton Station personnel shown on the roster matched the suspect's description.

After reviewing the Compton Early Morning Roster for January 09, 2003, Lieutenant Slawson informed Sergeant Kagy and Sergeant Jones that Deputy Gabriel Gonzalez, [redacted] worked the early morning shift on January 09, 2003, between [redacted] hours and [redacted] hours. He said that Gonzalez' physical description (MH/34, 5'07"/170 lbs.) closely resembled the description provided by Victim [redacted] Slawson described Gonzalez as clean shaven, with a military style haircut, thinning on top. He said that Gonzalez also wears prescription glasses during work hours. Lieutenant Slawson checked the Compton Station Work Schedule and found that Deputy Gonzalez was not scheduled to return to work until 2200 hours, Sunday morning, January 13, 2003.

Based on the above information, Sergeant Jones prepared a "mug" show-up sheet on which she placed one photograph of Deputy Arida, one photograph of Deputy Gonzalez, and for control purposes, the photographs of four additional similar appearing uniformed deputy sheriffs. Deputy Arida's photograph was placed in the number two (top center) position. Deputy Gonzalez' photograph was put in the number five (bottom center) position.

Of note, Deputy Gonzalez was not wearing eyeglasses in the photograph.

On January 09, 2003, at approximately 1231 hours, Sergeant Kagy and Sergeant Jones met with Victim [redacted] at the [redacted] San Pedro Street. After advising Victim [redacted] of "mug" show-up procedures, she viewed the photographs and identified Deputy Gonzalez as the suspect deputy (refer to separate supplementary report for further information related to the identification).

On Thursday afternoon, 01-09-03, Deputy Bynam and Deputy Arida were interviewed at Compton Station by Sergeant Kagy and Sergeant Jones. The interviews were tape recorded.

Deputy Arida stated that on January 08, 2003, at 0900 hours, he and Deputy Bynum began working their normal work shift in Vehicle #SR32050. Arida said he left the vehicle at 1630 hours and began working surveillance duties in an undercover vehicle. Deputy Bynum continued working in Unit #SR32050 with Narcotics Bureau Detective [redacted] Deputy Arida said he finished his shift at approximately 2030 hours.

Deputy Bynum confirmed that Deputy Arida worked with him during the morning and early afternoon hours of January 08, 2002. Bynum said that Deputy Arida left Vehicle #SR32050, sometime between 1600 hours and 1630 hours, and was replaced for the remainder of his shift by Narcotics Bureau Detective [redacted] Their shift ended sometime between 2100 hours and 2130 hours. Deputy Bynum left Vehicle #SR32050, by backing it into a parking stall located at the south end of the Compton Station Employee Parking Lot. He did not see anyone take the patrol car out again that evening.

Deputy [redacted] was also interviewed by Sergeant Kagy and Sergeant Jones. He confirmed that on January 08, 2003, sometime around 1700 hours or 1730 hours, he switched vehicles with Deputy Arida. Thereafter, he [redacted] worked with Deputy Bynum in Vehicle #SR32050, until approximately 2045 hours. At that time, he and Bynum met up again with Deputy Arida at Carson Station, and they switched back into their original vehicles. Deputy [redacted] said he did not return to Compton Station.

All three of the deputies said they had not worn Class 'A' uniforms during their work shift. Deputy Arida and Deputy Bynum said they wore polo shirts with Sheriff's insignia and jeans. Arida said that during the time he was on surveillance, he wore a t-shirt and jeans.

On Friday, January 10, 2002, Sergeant Kagy and Sergeant Jones returned to Compton Station. A check of Sheriff's Department mobile digital records (refer to EXHIBITS SECTION) revealed that on January 09, 2003, Deputy Gonzalez had been assigned as Unit 283 Early Mornings. Unit 283 EM was designated as a one deputy patrol unit. The patrol car Gonzalez logged onto and listed in his automated patrol log was Equipment

#SD1560, a 1998 Ford Crown Victoria.

Sergeant Kagy and Sergeant Jones learned Vehicle #SD1560, had been driven over the three consecutive work shifts after Gonzalez' January 09, 2003, shift ended. The vehicle had been in service as Unit 283 Day Shift (Deputies Jennifer Barsh, [redacted] & [redacted]); as Unit 283 PM (Deputies Brian James, [redacted] & Melynie Rivers, [redacted] and as Unit 281T1 EM (Deputy Melynie Rivers).

Sergeant Kagy and Sergeant Jones located Vehicle #SD1560 in the Compton Station Parking Lot. They inspected the vehicle and saw it had rooftop number, "560," similar to the numbers provided by Victim [redacted] ("050" or "650"). Victim [redacted] said the license number on the suspect deputy's patrol car had been similar to "000795." The license number on Vehicle #SD1560, E1007975 was also similar. Other vehicle identifiers provided by the Victim also matched. Vehicle #SD1560 has red and blue lights in the rooftop light bar. There is a computer in the front compartment of the patrol car, and the rear seats are hard plastic. The screen separating the front and rear seats is constructed of black metal mesh material with no port or opening in the center.

Lieutenant Slawson researched the Compton Station Vehicle Records and determined that Vehicle SD1560, had been out of service and away from Compton Station for repair work between November 21, 2002, and January 08, 2003. One of the records, a Vehicle Condition Report dated November 22, 2002, had been filled-out by Law Enforcement Tech Maria Gonzales. The report requested mechanical and body repair work. The vehicle mileage listed on the Condition Report is 54232.

Records show that on November 21, 2002, Vehicle #SD1560, was driven to Automotive Fleet Operations,1104 N. Eastern Avenue, East Los Angeles. Subsequent repair work was then completed at several locations (refer to EXHIBITS SECTION - Johnson Controls). On Wednesday afternoon, January 08, 2003, after all repairs had been completed, Vehicle #SD1560 was driven back to Compton Station by LET Gonzales.

LET Gonzales, who is in charge of the Compton Fleet Maintenance, has since confirmed the dates Vehicle #SD1560, was away from Compton Station. She said it is normal procedure that vehicles returning from Fleet Operations are washed and cleaned prior to going back into service.

Of note, the round trip distance between Compton Station and Automotive Fleet Operations was determined to be approximately 30 miles.

A comparison was conducted of the mileage shown on the Johnson Control's repair records (54232) and the beginning mileage (54268) listed in Deputy Gonzalez' January 09, 2003 patrol log. The comparison showed that 36 miles was placed on Vehicle #SD1560, between

November 22, 2003, and January 09, 2003. Based on that information, Lieutenant Slawson formed the opinion that Deputy Gonzalez was the first deputy to use the vehicle for regular patrol duties after it returned to Compton Station from Automotive Fleet Operations. The ending mileage in Gonzalez' January 09, 2003, log (54367) showed that Gonzalez drove the patrol car ninety-nine miles during his work shift.

Deputy Gonzalez' mobile digital Unit History recorded a logon time of 2222 hours in Vehicle #SD1560. The unit history showed that a second deputy sheriff, Deputy Timmy Nakamura, [redacted] had logged onto the computer with Deputy Gonzalez.

At 2320 hours, Deputy Nakamura was logged off the computer, and Gonzalez was logged on as the unit's sole operator. At 2339 hours, Deputy Nakamura logged onto a different patrol car's computer as Unit 284 EM, with Deputy Richard Vargas, [redacted]

The last activity on Gonzalez' Unit History, recorded at 0032 hours, showed him arriving at the Century Regional Detention Facility. Gonzalez' Unit History did not record a logoff time.

Deputy Gonzalez' mobile digital patrol log for January 09, 2003, did not reflect that Deputy Nakamura worked with Gonzalez at all. The log indicates that Gonzalez worked the entire shift by himself. The patrol log reflects that Gonzalez attended briefing and readied his patrol car for duty between 2200 hours and 2225 hours.

Gonzalez' log reflects that between 2225 hours and 2245 hours, Gonzalez' responded as an assisting unit to an Assault with a Deadly Weapon (Gunshot Victim) call.

Between 2246 and 2250 hours, Gonzalez' log shows he was assigned to handle an audible burglary alarm call. The call was later cleared in Gonzalez' log as cancelled by the alarm company.

At 2239 hours, Deputy Gonzalez acknowledged receiving a call (Tag #0314) to respond to 205 S. Oleander Avenue regarding a family disturbance. At 2252 hours, prior to going to the disturbance call, Gonzalez logged himself as assisting another unit handling an assault call at 600 E. Rosecrans Avenue.

At 2306 hours, after clearing from the assault call, Gonzalez logged himself as en route to the Oleander Avenue family disturbance call. He showed himself arriving at the Oleander call at 2309 hours. He cleared the Oleander call at 2315 hours, and typed into his log that he was unable to locate("UTL") the disturbing parties, and the parties were gone upon his arrival ("GPA").

Of note, at 2359 hours, Deputy Gonzalez was sent an administrative message on his computer from the Compton Station complaint desk. The message informed Deputy Gonzalez that the original caller from the Oleander Avenue disturbance call had telephoned

Compton Station to complain that she had seen a patrol car drive by her residence, but the deputy failed to contact her.

Deputy Gonzalez typed a response to the Compton Desk saying that the informant had failed to make herself known to him, and therefore he left the location. He asked the Compton desk if the informant was requesting that he return to the location of the call. The desk replied that she did. There is no indication in Gonzalez' log that he ever returned to the location or contacted the informant.

After reviewing the logs of other Compton units, it was learned that on January 09, 2003, at 0002 hours, the Oleander call was assigned a new tag (call) number (Tag #0325), and reassigned to Unit 283A EM, Deputy Patrick Neal, [redacted]. Deputy Neal's log shows that he arrived at the Oleander call at 0008 hours, where he contacted a female informant. Deputy Neal cleared from the call at 0035 hours.

Deputy Gonzalez' patrol log reflects that between 2316 hours and 0002 hours, he assisted Unit 282B EM, Deputy Amy Puzio, [redacted], handle a disturbance call at 614 N. Rose Avenue. The Unit History shows that Gonzalez was one of three patrol units assigned to assist the handling unit. Gonzalez placed himself as both en route and arriving at the Rose Avenue location at 2316 hours.

As previously stated in this report, Deputy Gonzalez' Unit History Report shows that at 2320 hours, during the same time Gonzalez was listed as assisting Deputy Puzio, Deputy Nakamura logged off of Gonzalez' computer. As previously stated, computer records show that Nakamura logged onto another vehicle, Unit 284 EM, at 2339 hours.

On January 10, 2003, Deputy Nakamura and Deputy Vargas were interviewed at Compton Station by Sergeant Kagy and Sergeant Jones. Both interviews are documented by separate supplementary reports.

Deputy Nakamura said that on January 09, 2003, he was scheduled to begin work as Unit 284 EM, at [redacted] hours. He arrived at Compton Station prior to 2200 hours. He confirmed that at approximately 2200 hours, prior to his normal work shift hours, a shots fired, gunshot victim call was announced at Compton Station. Deputy Gonzalez saw Nakamura and asked if he wanted to ride with him to the call. Nakamura agreed to go with Gonzalez and entered Gonzalez' patrol car. Nakamura said that as they drove out of the Compton Station Parking Lot, he (Nakamura) personally logged onto the car's computer (2222 hours). Nakamura said he remained with Gonzalez for approximately one hour before returning to Compton Station to work in his own assigned unit. Deputy Nakamura said he personally logged onto his regularly assigned unit, Unit 284 (2339 hours).

Deputy Vargas said he is Deputy Nakamura's training officer. He and Nakamura had been scheduled to work together on January 09, 2003, between the hours of [redacted] and [redacted]

hours. Vargas said that at 2300 hours, he had been unable to locate Nakamura. Later, when Nakamura returned to Compton Station, Nakamura told Vargas that he had been in the field with another deputy.

Of note, 614 N. Rose, the location of the previously described disturbance call, is located less than one mile from Compton Station, and approximately 1 ½ miles southwest of 12407 Long Beach Boulevard, where Victim [redacted] said she was initially detained by the deputy.

Deputy Puzio's patrol log shows that the Rose Avenue call resulted in the arrest of one male adult. Compton Station patrol logs also reflect that Deputy Puzio was assisted for the remainder of her shift by Unit 282A EM, Deputy Steven Whittington, [redacted] The patrol logs recorded the following information concerning the other assisting units' clearance times from the Rose call.

Unit 281 EM - Deputy Jose Ramos, [redacted]	-	Cleared @ 2324 hrs.
Unit 282 EM - Deputy Kevin Nelson [redacted]	-	Cleared @ 2344 hrs.
Unit 287 EM - Deputy Peter Marella [redacted]	-	Cleared @ 2343 hrs.
- Deputy David Angel, [redacted]		
Unit 283 EM - Deputy Gabriel Gonzalez	-	Cleared @ 0002 hrs.

With the exception of Deputy Puzio and Deputy Whittington, Deputy Gonzalez was the last unit to clear from the Rose Avenue call.

Of note, at 2342 hours, while Deputy Gonzalez was still logged as assisting at the Rose Avenue call location, his Unit History shows that he typed into his computer an inquiry of California license plate number [redacted] The vehicle returned registered to persons residing at [redacted] W. 134th Street, Compton.

At 2358 hours, Deputy Gonzalez was assigned a detail to respond to the Century Regional Detention Facility (CRDF) and pick up a prisoner for transportation to the Sheriff's Inmate Reception Center (IRC), located in Downtown Los Angeles. Gonzalez acknowledged receiving the detail at 2358 hours, but he did not enter into his computer that he was en route to CRDF until 0028 hours. Mobil digital records show that Gonzalez arrived at CRDF at 0032 hours, four minutes later.

Deputy Gonzalez' finalized log reflects that he transported a female prisoner, "[redacted] from CRDF to IRC. He cleared the detail at 0208 hours. The CRDF Prisoner Gatebook shows that [redacted], bkg #[redacted] was transported from CRDF to IRC by Deputy Gonzalez. The time of transfer was recorded as 0045 hours. This is verified by a CRDF booking area video which shows Inmate [redacted] being removed from her cell for transfer at 0047 hours (time shown on tape).

During the course of the ICIB investigation, Sergeant Kagy and Sergeant Jones noticed several surveillance cameras mounted on buildings on Carlin Avenue, west of Santa Fe Avenue. One of the cameras was pointed north in the direction of the alley where the Victim claimed the deputy took her. Sergeant Kagy and Sergeant Jones identified the business as Kraco Enterprises. Kagy and Jones went to 505 E. Euclid Avenue, Compton, where they contacted Mr. [redacted] the Director of Los Prevention for Kraco Enterprises, Inc.

Mr. [redacted] stated that all of the security cameras mounted along Carlin Avenue feed directly into his security office and are continuously video taped. Mr. [redacted] provided Sergeant Kagy and Sergeant Jones with the video surveillance tape recording for January 08, 2003, and January 09, 2003. The security system time was verified and found to be approximately one minute fast. The following times are the actual times shown in the videos.

> Investigator note: There are two dates and times displayed on the video tape. The correct date is recorded at the top of the screen. The incorrect date, shown as October 22, 2003, is recorded below. Still photos were made from the video and can be found in the EXHIBITS Section of this investigation. Only the October date appears in the still photos.

The video footage taken by the surveillance camera facing the alley revealed that on January 08, 2003, at 2317 hours, a marked patrol car drove south through the alley from the direction of El Segundo Boulevard. The vehicle appeared to drive straight through the alley without stopping. Once the patrol car reached Carlin Avenue, it turned east and drove toward Santa Fe Avenue, out of camera view. The markings on the patrol car could not be verified.

The video footage further revealed that approximately one hour later (January 09, 2003 @ 0013 hours), a Sheriff's Department patrol car drove east on Carlin Avenue from the direction of Alameda Street. The vehicle continued toward Santa Fe Avenue, and out of camera view. One minute and thirty-five seconds later (0015 hours), a patrol car is seen driving southbound in the alley, entering from El Segundo Boulevard. The patrol car stops in the alley in the same approximate location described by Victim [redacted] The patrol car remained there with its headlights turned on for approximately six minutes before continuing south through the alley. The patrol car then exited the south end of the alley, turned east on Carlin Avenue, and drove toward Santa Fe Avenue, and out of camera view.

Two minutes later, at 0023 hours, possibly the same patrol car is seen driving back into the alley from the direction of El Segundo Boulevard. The patrol car stopped in the same general area as before, and remained stopped there with its headlights on for approximately three minutes (0027 hours) before continuing south through the alley. The patrol car is last seen exiting onto Carlin Avenue, and driving eastbound toward Santa Fe

Avenue, and out of sight.

Of particular note, Deputy Gonzalez' unit history shows that at 0028 hours, one minute after the patrol car is last seen driving out of the alley, Gonzalez entered into his computer that he was en route to the Century Regional Detention Facility (CRDF). CRDF is located approximately 1.3 miles from the point the patrol car exited the alley onto Carlin Avenue. At that time of the morning, it would take approximately three or four minutes to drive between the two points and park. Approximately four minutes elapsed between the time Gonzalez placed himself as en route to CRDF and the time he showed himself arriving there (refer to other supplementary reports for more detailed information concerning the video.)

> Investigator note: On January 10, 2003, Lieutenant Slawson reported to Sergeant Kagy and Sergeant Jones that Vehicle # SD1560, had remained in service after Gonzalez' shift, and had been driven during three consecutive shifts.

On January 10, 2003, at Sergeant Kagy's request, Lieutenant Slawson drove Vehicle #SD1560 from Compton Station to the ICIB Parking Lot. At the request of Scientific Services Bureau Deputy Michael Robinson[redacted] Lieutenant Slawson then drove the patrol car from the ICIB lot to Haggarty's Tow Yard, located at 649 S. Maple Avenue, Montebello.

Deputy Robinson and Senior Criminalist George Hou, [redacted] responded to the tow yard to fingerprint, photograph, and search the interior of the patrol car for hair, fiber, and any other physical evidence that might prove that the Victim was inside the patrol car or came in contact with it.

After Deputy Robinson and Mr. Hou completed their inspection of the patrol vehicle, Sergeant Kagy checked the interior compartment and trunk for any additional evidence. Inside the trunk, tucked behind in the right wheel well, Sergeant Kagy found one crumpled copy of an LASD Transfer record showing Inmate Cheryl Daniel's transfer to IRC, and one crumpled copy of a Probable Cause Declaration Required Form listing Daniel's name. Both documents were electronically time stamped at IRC at 0110 hours. In the transfer block of the form, Deputy Gonzalez' name appears with a transfer time of "0027," written in as when he took possession of Inmate Daniel. Both copies were held as EVIDENCE ITEM #8)

On January 10, 2003, Deputy Michael Robinson advised Sergeant Kagy that latent fingerprints had been lifted from Vehicle #SD1560. Deputy Robinson also said that Mr. Hou had obtained additional physical evidence, possibly hair or fiber material, from inside the patrol car.

On February 04, 2003, Deputy Robinson reported to Sergeant Kagy that he positively identified one latent fingerprint lifted from the exterior trunk of Vehicle #SD1560 as belonging to Victim [redacted] The fingerprint lift was determined to be from her right index finger. The comparison is documented in a separate supplementary report prepared by Deputy Robinson. The results of the hair/fiber comparisons are pending.

> Investigator note: Victim [redacted] has stated it is her belief that the incident occurred on January 8, 2003, beginning at around 2100 hours, and ending prior to 2300 hours. She has indicated that directly after the suspect deputy released her in the alley, she ran north through the alley to El Segundo Boulevard. Once she reached El Segundo Boulevard, she ran east and made contact with a Hispanic male who was working after hours at a business known as [redacted] E. El Segundo Boulevard. She said she knocked on the door and attempted to speak with the businessman. Once she determined that the businessman could not understand her, she ran from the store, traveling eastbound in the direction of Santa Fe Avenue. She continued running eastbound, and back to Long Beach Boulevard and Carlin Avenue.
>
> Victim [redacted] estimated that approximately twenty minutes after she returned to Long Beach Boulevard, she came in contact with four deputy sheriff's who were riding together in one patrol car. During that contact, she reported to them what the deputy had done to her (for further information, refer to Supplementary report of Victim [redacted] interview with Sergeant Kagy and Sergeant Jones).

[redacted] is located between the above alley and Santa Fe Avenue. During the investigation, Sergeant Kagy and Sergeant Anthony Rascon contacted and interviewed the [redacted] owner, Mr. [redacted]

Mr. [redacted] confirmed that on January 09, 2003, sometime between midnight and 0100 hours, a female Caucasian adult began knocking on the front door of his repair shop. He said she appeared to be disturbed and bordering on a state of panic. He said she spoke to him, but he could not understand what she was saying. He last saw her running eastbound toward Santa Fe Avenue. Mr. [redacted] interview is documented by separate supplementary report.

Sergeant Kagy contacted Sergeant Frederick Reynolds, [redacted] Sergeant Reynolds stated that on January 09, 2003, sometime between 0100 hours and 0130 hours, he had been on Carlin Avenue, just west of Long Beach Boulevard. At the time, he was with other deputies. There, he came in contact with Victim [redacted] alleged to him that an unidentified deputy sheriff had detained her and transported her to an alley where she was forced to orally copulate him. Reynolds said he requested that Century Station Field Sergeant Michael Thatcher respond to his location to assume control of the investigation. Reynolds said he did not go to the alley in question.

Sergeant Kagy contacted Sergeant Thatcher who confirmed Reynold's statements. Thatcher said he met with Sergeant Reynolds, and thereafter, he transported Victim [redacted] to the hospital. He said he also did not drive to the alley in question.

A review of administrative messages confirmed that at 0113 hours, Sergeant Reynolds sent an administrative computer message to Sergeant Michael Thatcher requesting that Sergeant Thatcher meet him on Carlin Avenue, west of Long Beach Boulevard.

On January 11, 2003, at approximately 2147 hours, Deputy Gonzalez was interviewed at Compton Station by Sergeant Kagy and Sergeant Jones. During that interview, Deputy Gonzalez stated that on January 09, 2003, his work shift began at 2200 hours. He said he probably arrived at Compton Station at approximately 2150 hours.

Deputy Gonzalez admitted that he worked with Deputy Nakamura from the beginning of his shift to approximately 2230 hours or 2300 hours. For the remainder of his shift, he worked alone. Gonzalez did not know if he drove Vehicle #SD1560, during the shift. He had no specific recollection of going to CRDF or transporting a female prisoner to IRC that morning. He said that during the past week, he did transport a "female Black" prisoner to IRC. After making that statement, he said, "But you are asking me questions about a time block that is different from when you said somebody made an allegation." Gonzalez then stated, "I would like to have an ALADS representative." He asked Sergeant Kagy if he was the subject of the investigation. Sergeant Kagy informed him that he probably was a subject. He asked if the investigation was related to a prisoner transportation. Sergeant Kagy told Gonzalez he would not discuss the incident any further with him until after he contacted his attorney. The interview was paused at 2155 hours, and Deputy Gonzalez left the room.

At 2240 hours, Deputy Gonzalez informed Sergeant Kagy and Sergeant Jones that he had been able to speak with his attorney, Richard Shinee, and that Mr. Shinee had advised him to invoke his right to remain silent. He was asked if he was, in fact, invoking that right and he replied that he was. The interview concluded. The complete interview is documented by separate supplementary report.

The following has been determined during the investigation:

1. Victim [redacted] has identified Deputy Gonzalez as the suspect responsible for the above crimes. She has also provided a description of the suspect's patrol car which closely matches the patrol car driven by Gonzalez.

2. Surveillance camera footage proves the presence of a Sheriff's Department patrol car and shows it parked in the alley in question for approximately the same amount of time described by Victim [redacted]

3. The video surveillance footage, supported by independent witness statements [redacted] and Sergeant Reynolds) establishes the time of occurrence as most likely between 0010 hours and 0027 hours, on January 09, 2003.

4. Mobile digital records list no activity conducted by Deputy Gonzalez between 0002 hours and 0028 hours.

5. Mr. [redacted] statements appear to corroborate the Victim's description of events concerning her arriving at his shop and her state of mind.

6. Victim [redacted] fingerprint has been positively identified from a latent fingerprint lifted from the trunk of Patrol Vehicle #SD1560, the same patrol car driven by Deputy Gonzalez on January 09, 2003. It was determined that the vehicle had just returned to Compton Station after being at another location for repairs for several months.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted]
5/1/03

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COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: January 15, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.;
Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information;
Victim interview;
Mug show-up;
Suspect Identified

V: [redacted]

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

On January 09, 2003, at approximately 1231 hours, Sergeant Kagy and Sergeant Jones met with Victim [redacted] at the [redacted] San Pedro Street. The contact was tape recorded. Sergeant Kagy advised Victim [redacted] that he had with him photographs that he would like her to view. Sergeant Kagy read a "mug" show-up admonition to Victim [redacted] and presented the admonition to her to read and sign. After she read, signed, and dated the admonition form, Sergeant Kagy placed a number beneath each photograph on the sheet and handed the sheet to Victim [redacted]

Victim [redacted] viewed the photographs for several seconds and then pointed at Deputy Gonzalez' photograph. While pointing at the Gonzalez' photograph she stated, "He's right here. I think that's him in number five." Sergeant Kagy recommended that Victim [redacted] close her eyes for a few seconds and recollect the contact she had with the deputy. After doing so, she opened her eyes and again looked at the sheet. She said, "That sure looks like his face on number five." She said that even though deputy number five was not wearing glasses, "I'm pretty sure that's him in number five." Sergeant Kagy said to [redacted] "You are not absolutely positive though?" She replied, "I am pretty absolutely positive." She then added, "Absolutely positive, number five!" Victim [redacted] circled Deputy Gonzalez' photograph, signed and dated the admonition sheet (refer to EXHIBITS SECTION).

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted]
4/30/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 13, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Witness interviews

V: [redacted]

W: [redacted] MB/48, [redacted]
No phone

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

On January 09, 2003, at approximately 1238 hours, Witness [redacted] was interviewed by Sergeant James Kagy and Sergeant Deborah Jones of the Internal Criminal Investigations Bureau. The interview was conducted at the [redacted] located at [redacted] San Pedro Street, Los Angeles. The interview was tape recorded. The following is a summary of Witness [redacted]s statements.

Witness [redacted] identified [redacted] as his wife. He said that he and [redacted] are currently separated, but are still "best friends."

Witness [redacted] said that during the night time hours of January 08, 2003, he and his wife had been in the Lynwood area, near the vicinity of Long Beach Boulevard and Carlin Avenue. He was on the east side of Long Beach Boulevard and [redacted] was on the south side, near the "Carlin Street Store." There, he saw [redacted] talking to a police officer.

Witness [redacted] stated, "Well, when I was walking by, she was at the police car in front of the Carlin, the Carlin Street Store. And I walked down [the street], and when I came back, the [patrol] car was gone. So I figured that she was still out there somewhere."

Witness [redacted] said he saw only one officer talking to [redacted] added, "I can't say I got a good look at him because, you know, I didn't want to stare at him. But I saw it was a short guy, you know, and I thought he was Hispanic. But there was another gentleman that after the incident happened, he was telling me about it himself before I said anything to him. And he said it was a short Hispanic guy with glasses on. So I said, "Well, I guess so." But I didn't, you know, I didn't pay that much attention because I was, you know, I was kind of scared to look over there at him, you know, because I'm hanging out there, you know. So I didn't want to, you know...." [redacted] said he remembered that the deputy had been wearing a uniform. [redacted] added, "I can't even say that I saw the glasses....being

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honest. All I know is it was a short, short officer....a short gentleman. He appeared to be Hispanic. I looked and I could see it was her [redacted] that he had, and at that point, it was like, I'm gonna keep on walking." [redacted] said because he was across Long Beach Boulevard at the time he saw the deputy, he would not be able to recognize the deputy if he saw him again.

Witness [redacted] was asked to describe the patrol car. He said, "It was a Sheriff car, cause it had....it had lights on it. And I'm trying to think, it's a big... What makes it noticeable, I think it was the red light, the big spot light, red light.... Anyway, it had a lot of lights on it, and he had the red lights and stuff." When asked how he knew the patrol car was actually a Sheriff's vehicle, Witness [redacted] stated, "Because it said 'Sheriff' on it." He said, "I know them when I see 'em." When asked if the patrol car could have been from the L.A.P.D. or another police agency, [redacted] replied, "I know a police car. They always just have 'police' on it, but the Sheriff, they shine....it shines in gold. It says, 'Sheriff.' You can see."

When he saw [redacted] and the deputy, both were on the west side of Long Beach Boulevard in front of the Carlin Store. [redacted] said, "I saw them...on the other side of the car is where I saw." [redacted] said that once he saw it was [redacted] "I wasn't going to say nothing. So I walked down [the street] and came back up." [redacted] said that three to five minutes passed, and when he turned around and began walking back, he no longer saw the patrol car's lights. Based on his own prior observations of witnessing persons arrested in the area, he did not believe the deputy had time to arrest [redacted] He said that once an arrest is made, deputies normally remain at the location of arrest for a longer period of time before leaving with their prisoner.

Witness [redacted] said that he had left his car parked nearby and he formed the opinion that [redacted] had probably walked over to his car. However, when he reached his car, he could not locate her.

Witness [redacted] estimated that thirty to forty-five minutes passed before he again saw [redacted] He said he saw [redacted] walking eastbound on Carlin Avenue from the direction of Burton Avenue. [redacted] added, "You know, I could hear her crying. So, automatically, because a lot of, you know, people hang out on the corner, I automatically kind of panicked and I ran up to her real fast." [redacted] asked [redacted] what was wrong. She was "hysterical-like," and he told her to calm down because he could not understand her.

Witness [redacted] said that [redacted] ultimately told him that the deputy took her to another location where he forced her to orally copulate him. [redacted] said, "She said he had picked her up, took her in an alley. And [she] said he kept holding his hand toward where she assumed his gun was, but she said she thought it was about.....but it appeared to be his baton that he was holding.....[where he was] putting his hand, placing her in fear. You know, he was gonna try to do something to her. So then she said he made her, you know,

perform oral....you know, oral sex on him, [and] then told her to turn around when he got ready to, you know, ejaculate. She said he told her to turn around, and she told him....said....she gave him a sad face or whatever, and he said, "What's the problem? And she said she told him that he didn't, you know, she didn't want to get pregnant. And at that point she said, 'I guess he lost interest,' you know, 'and his erection went down.'" [redacted] told [redacted] the deputy began to let her go and she was able to walk the distance of about three cars, before the deputy pulled up to her again. [redacted] said, "She basically said she wasn't.....I mean she was worried about being raped, you know." He added, "But she was basically crying because she was scared because she thought he was gonna shoot her back there in the alley."

When asked to estimate the time that he first observed [redacted] talking to the deputy, [redacted] replied, "Well, I can't say exactly, but we were trying to put the time together afterwards. You know, me and my son-in law, and everybody. We figured it was like right around nine-thirty, right up in there somewhere, you know. I mean, I might be wrong."

[redacted] got into [redacted]s car and [redacted] walked to a nearby store and returned with a half-pint of brandy which he and [redacted] shared. He discussed with her the necessity for her to report the deputy's actions.

While he and [redacted] were still seated inside his car, four deputy sheriffs riding in one car drove up to them. [redacted] said that the presence of the deputies frightened him because he had an open alcoholic beverage and marijuana in his car. [redacted] and [redacted] exited the car and [redacted] asked [redacted] again if she should tell the deputies what had happened to her. He told her she should report the incident.

[redacted] then told the deputies what the other deputy had done to her. The deputies, who apparently were involved in transporting a civilian drove away, but returned six or seven minutes later. Sometime thereafter, a sergeant arrived at the location and took [redacted] with him.

When asked to describe the individual who had told him the suspect deputy wore glasses, [redacted] said the individual was a male Black, approximately 5'08" tall, slim build, dark skin, wearing a beanie. [redacted] said, "He is one of the smokers that, you know, the crack smokers over there that hang around the Flamingo and that car wash that's right there." [redacted] said the individual told him that he had believed the deputy arrested [redacted] The individual described the deputy as a short Hispanic, who wore glasses.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted] 3

2/19/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 13, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.;
Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information;
Witness interviews

V: [redacted]

W: [redacted]

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

On January 09, 2003, at approximately 1810 hours, Sergeant Anthony Rascon of the Internal Criminal Investigations Bureau, telephoned the [redacted] shop, located at [redacted] phone number [redacted] Sergeant Rascon spoke with a man who identified himself as [redacted] dob [redacted]

The conversation began in English, but later changed to Spanish due to the fact that Mr. [redacted] felt more comfortable speaking in Spanish. The interview was tape recorded. A summary of that tape recorded conversation follows:

Sergeant Rascon explained to Mr. [redacted] that he was conducting an investigation into an incident that occurred the previous night. In response to questions Rascon posed to Mr. [redacted] he related that he works at [redacted] He occasionally works late in the [redacted] shop, and last night was one of those occasions. At around one o'clock in the morning (1-9-03), a lady came knocking on the door. When he went to the door, she told him something he did not understand. She then left on foot toward the liquor store (easterly direction).

The contact Mr. [redacted] had with the lady had been very brief and was conducted through a see-through security door. Mr. [redacted] could only describe the lady as a female White adult. The lady was alone, and he did not see any cars in the area. The lady appeared disturbed, bordering a state of panic.

Sergeant Rascon asked him if the incident could have occurred earlier than one o'clock. He responded by saying it could have occurred between twelve midnight and one o'clock.

End of telephonic interview.

On January 10, 2003, while checking the area of Santa Fe Avenue and El Segundo Boulevard for possible witnesses, Sergeant Kagy stopped at the [redacted] Shop. Mr. [redacted] was present inside the shop. Mr. [redacted] added the following information concerning his observations of January 09, 2003. The conversation was not tape recorded.

Mr. [redacted] confirmed that he had been working alone in the repair shop during the early morning hours of January 09, 2003. He described the repair shop as having a front entrance facing El Segundo Boulevard. The entrance has two doors. The exterior door is a heavy metal security door. The interior door was open for ventilation. The security door was closed and locked.

The repair shop has two rooms. The room closest to the door (west room) has a customer counter. The room directly east of the customer area is used as his work room.

Mr. [redacted] stated that on January 09, 2003, sometime between midnight and one o'clock in the morning, while he was working in the east room, he heard someone knocking loudly on the front door of the repair shop. He looked out a window and could see that the person at his door was a female Caucasian. She appeared visibly upset. He could not hear what she was saying to him. By the time he reached the front door, she was already walking away, eastbound in the direction of Santa Fe Avenue.

Mr. [redacted] said he estimated the time she was at his door based on a radio show he had been listening to. The program had ended after midnight, prior to the lady knocking on his door.

Mr. [redacted] said he also knew that the liquor store just east of the repair shop had already closed for the night. The liquor store closes at 2200 hours.

Investigation continuing; further reports to follow.

ANTONIO RASCON, SERGEANT, [redacted]
JAMES KAGY, SERGEANT, [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

APPROVED BY: ________ LT [redacted]

2/18/03

33

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 03, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Witness interviews

V: [redacted]

W: Tim Nakamura, Deputy Sheriff, [redacted] Compton Station

W: Richard Vargas, Deputy Sheriff, [redacted] Compton Station

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted] Compton Station

On January 10, 2003, beginning at approximately 0642 hours, Witness Nakamura and Witness Vargas were interviewed at Compton Station by Sergeant James Kagy and Deborah Jones of the Internal Criminal Investigations Bureau. The interviews were conducted separately. Both interviews were tape recorded. The following are summaries of those interviews.

<u>Witness Tim Nakamura</u>

Witness Nakamura stated that on January 08, 2003, he arrived at Compton Sheriff's Station prior to 2200 hours, to get ready to work his normal assignment, Unit 284 EM, [redacted] hours to [redacted]hours. Nakamura is currently a patrol trainee in his third month of training. He was scheduled to work with his training officer, Deputy Richard Vargas.

Witness Nakamura stated that prior to beginning his normal work shift, he worked patrol duties for approximately one hour with Deputy Gabriel Gonzalez. He explained that while he was in the locker room, changing into his uniform, he heard Sheriff's radio traffic report a shooting incident that had a gunshot victim. After Nakamura finished getting dressed, he entered the Compton Station Briefing Room. There, he was contacted by Deputy Gonzalez. Gonzalez was already in uniform. Gonzalez told Nakamura that it was busy that evening and he asked Nakamura if would like to go out on patrol with him.

Witness Nakamura's best recollection was that he entered Deputy Gonzalez' patrol car and logged onto Gonzalez' computer at approximately 2200 hours. He said he remained with Gonzalez, approximately one hour, "give or take." The ICIB investigators informed

Witness Nakamura that mobile digital records showed that he logged onto Gonzalez' computer at 2222 hours. Nakamura said he remembered that he logged onto the computer while he and Gonzalez were driving out of the Compton Station Parking Lot. Based on the mobile digital information, Nakamura estimated that his initial conversation with Gonzalez had taken place at about 2215 hours.

When asked to confirm that he worked with Gonzalez for only one hour, Witness Nakamura replied, "It wasn't that long because he knew my shift started at 2300, so he was gonna get me back." When asked if Deputy Gonzalez returned him to Compton Station in time to begin his normal work shift, Witness Nakamura replied, "I believe so, I'm not sure. I think I might have been a little bit late, but..."

Witness Nakamura said that after he returned to Compton Station, he personally logged onto his regularly assigned unit's computer.

> Investigator note: The mobile digital Unit History for Unit 284 EM, shows that Deputy Nakamura and Vargas logged onto their assigned unit's computer at 2339 hours.

End of interview.

Witness Richard Vargas, 0654 hours

Witness Vargas stated that on January 09, 2003, he was assigned to work Unit 284 EM, ([redacted] hours - [redacted] hours) with Deputy Tim Nakamura as his partner. Witness Vargas confirmed that he is Nakamura's training officer.

Witness Vargas said that Deputy Nakamura normally arrives to work prior to him. Vargas said that on the evening of January 08, 2003, he (Vargas) arrived at Compton Station, but was unable to locate Deputy Nakamura. Since he could not find Nakamura, Witness Vargas entered another patrol car with another deputy for several minutes at the beginning of his shift.

Shortly thereafter, Witness Vargas saw Nakamura inside Compton Station. Vargas asked Nakamura where he had been. Nakamura told him that prior to his regular work shift, he went into the field with another deputy to assist on emergent calls.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT

[redacted]

2/13/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 14, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Suspect Interview

V: [redacted]

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

EV-9-1 Notebook, black leather basket weave style with the name "Gonzalez" attached, containing (1) blue "Sheriff's Department" field notebook, (1) blue "Mobile Digital Terminal Users Guide," (1) Sheriff's Department Statistical/Radio Code Guide, and miscellaneous cards and papers. (Entered into ICIB Ledger 2, Page 176)

On January 11, 2003, at approximately 2147 hours, Deputy Gabriel Gonzalez was interviewed at Compton Sheriff's Station by Sergeant James Kagy and Sergeant Deborah Jones of the Internal Criminal Investigations Bureau. The interview was conducted inside a conference room located near the Compton Station Detective Bureau. The interview was tape recorded. The following is a summary of that interview.

Sergeant Kagy and Sergeant Jones identified themselves to Deputy Gonzalez and informed him that they were from the Internal Criminal Investigations Bureau. Sergeant Kagy explained to Gonzalez that they were present to investigate a complaint that was made by a female citizen. Gonzalez was told that the female was alleging that sometime around 2130 hours, on January 08, 2003, which was approximately the same time that the early morning shift hours for January 09, 2003, would begin, she was sexually assaulted by a deputy sheriff.

Sergeant Kagy informed Gonzalez that he was one of a number of deputy sheriffs who had been assigned to work that evening, and that he was one of a number of deputies who would be interviewed during the investigation. He was told that he did not have to participate in an interview or answer any questions posed to him about the complaint. He was told that the conference room door was closed for privacy reasons only, and he could leave the room at any time he wished without the fear of being arrested. After being

advised of the above, Gonzalez stated, "Okay." He was then asked questions related to his activities beginning on the evening of January 08, 2003, through the early morning hours of January 09, 2003.

Deputy Gonzalez confirmed that he had worked the early morning shift of January 09, 2003, but said his shift did not begin until 2200 hours (January 08, 2003). He did not recall exactly when he arrived at Compton Station that evening, but said it was his normal practice to arrive to work five or ten minutes prior to his assigned work shift.

Sergeant Kagy told Gonzalez that Compton Station Early Morning Shift records for January 09, 2003, showed that, although he was assigned to work a one deputy unit; mobile digital unit history for his assigned vehicle showed that a Deputy Nakamura logged onto his car with him. He was told that Deputy Nakamura also logged onto another unit's computer during the same work shift. Deputy Gonzalez was asked if he worked with Deputy Nakamura.

Deputy Gonzalez confirmed that he did work briefly with Deputy Nakamura during the beginning of his January 09, 2003, workshift. Gonzalez said, "His (Nakamura's) training officer came on at 2300. I was in the Station Parking Lot. I believe I was in the Locker Room getting changed. A call went out, some emergent call. He was in the parking lot. I think I grabbed him and we went to the call. And I don't remember what it was, what kind of call it was."

When asked if he worked with Deputy Nakamura for the entire shift, Deputy Gonzalez replied, "I worked with him until about eleven thirty, or maybe even midnight." Thereafter, Gonzalez worked the unit by himself. Gonzalez said, "I think around midnight I dropped him off, and I was by myself."

When asked if he and Deputy Nakamura came in contact with any females during the time they worked together, Deputy Gonzalez replied, "No."

> Investigator note: A vehicle preparation report apparently filled-out by Deputy Gonzalez showed that on January 09, 2003, Vehicle Number 1560's map light and mobile digital computer were not working properly (refer to CASE EXHIBITS SECTION).

Deputy Gonzalez said he did not recall if he drove Vehicle #1560 during the January 09, 2003, shift. He also did not recall that he reported his assigned vehicle having map light or computer problems.

> Investigator note: On the morning of January 09, 2003, Lieutenant Slawson retrieved Deputy Gonzalez' log. The log appeared to be incomplete. The last entry, Tag #0320, was a detail for Gonzalez to go to the Century Station Regional

Detention Facility (CRDF) for the purpose of transporting a prisoner. Gonzalez' log shows that Gonzalez acknowledged the detail at 2358 hours. He did not place himself as en route to CRDF until 0028 hours. The log showed him arriving at 0032 hours. The log did not list an ending time or event description beyond "10-16" and location "CRDF." The log showed that Gonzalez worked in Vehicle #SD1560 (refer to CASE EXHIBITS SECTION).

Deputy Gonzalez explained that "10-16" is a code for "prisoner transport." When asked if he transported a female during the January 09, 2003, work shift, Deputy Gonzalez replied, "I don't remember." When asked if he had gone to CRDF during the shift, he replied, "I don't remember." When asked if he transported a female prisoner to the Inmate Reception Center (IRC) during the previous week, he replied, "I think three or four times I've gone. I know that I transported a female Black prisoner one of those days."

At that point of the interview, Deputy Gonzalez stated, "But you're asking me questions about a time block that is different from when you said somebody made an allegation." Sergeant Kagy replied to Gonzalez that he was correct. Kagy explained to Gonzalez that he was just going to go through the events that occurred during his shift. Kagy further explained to Gonzalez that part of the investigation involved reviewing in-service sheets and patrol logs. Deputy Gonzalez stated, "I understand. I'd like to have a...an ALADS (Association for Los Angeles Deputy Sheriffs) representative [present]."

Sergeant Kagy asked Deputy Gonzalez if he wished to telephone ALADS. He replied, "Sure." He was asked if there was any particular reason he did not want to talk about the case, Gonzalez replied, "I'd like to have a representative and I'll be happy to talk to you."

Sergeant Jones explained to Gonzalez that there were no entries in his log after the "10-16" detail. He was told that another deputy who drove the same vehicle after Gonzalez also had an incomplete log, and therefore there may have been a problem with that particular mobile digital terminal (MDT). Gonzalez stated, "I haven't had an MDT die. If it did, I would have changed cars, and I would still have a log."

Prior to leaving the conference room to telephone ALADS, Deputy Gonzalez asked, "Am I the subject of an investigation or something?" Sergeant Kagy replied, "Well, at this point, I would say that you probably are." Gonzalez asked, "Was it from a prisoner transport?" Sergeant Kagy informed Gonzalez that he would not discuss the facts of the case any further until after he contacted ALADS. Sergeant Kagy reminded him that the investigation concerned an allegation of sexual assault which the victim alleged occurred sometime around 2130 hours. Sergeant Kagy told Gonzalez that he could not be eliminated as a suspect, and therefore he very well could be a subject of the investigation.

Deputy Gonzalez left the conference room at 2155 hours, saying that he would telephone ALADS immediately. The interview was paused pending the results of the telephone call.

Investigator note: Prior to the above interview, Deputy Gonzalez was observed driving into Compton Station driving a Chevrolet Tahoe with paper plates attached. Gonzalez was already dressed in his Sheriff's Department Class 'A' uniform. Over the uniform, he wore a sweatshirt.

At Sergeant Kagy's request, ICIB Sergeant Victor Rodriguez looked through the windows of the truck to determine if any Sheriff's Department related equipment might was visible inside the vehicle. Sergeant Rodriguez reported back to Sergeant Kagy that he looked into the rear portion of the Tahoe and could see a bag similar to that commonly used by patrol deputies to store their Sheriff's Department equipment. Rodriguez said he also was able to see what appeared to be a clipboard and "posse" box. Both of the described items are commonly used by patrol deputies to either record calls/information that they receive during a workshift or hold reports/reference material.

During the break, Deputy Gonzalez requested to go to his personal vehicle for the purpose of retrieving his personal mobile telephone. Sergeant Kagy accompanied Gonzalez out to the vehicle. Deputy Gonzalez asked Kagy why it was necessary for him to go with him to his vehicle. Kagy informed Gonzalez that the vehicle might possibly contain evidence, and therefore he was accompanying Gonzalez to the vehicle to ensure that no evidence was destroyed and/or disposed of.

After retrieving his personal telephone from the front seat area of the truck, Deputy Gonzalez again asked Kagy if he was a subject of the investigation. Sergeant Kagy told him that he, in fact, now was a subject. Sergeant Kagy informed him that he matched the physical description of the suspect as had been described by the victim. The above was noted on tape by Sergeant Kagy at 2132 hours, after Kagy returned to the conference room.

At 2239 hours, Deputy Gonzalez returned to the conference room and informed Sergeant Kagy and Sergeant Jones that he had telephoned his attorney, Richard Shinee, and that Mr. Shinee had advised him to invoke his right to remain silent. He said that at the advice of his attorney, he wished to invoke that right.

Sergeant Kagy immediately concluded the interview.

Investigator note: During their initial contact with Deputy Gonzalez, Sergeant Kagy and Sergeant Jones noted that Deputy Gonzalez' physical description matched the description previously provided by the Victim. This included similarities in his age,

height and weight, and his having a military style haircut with the hair thinning on top. Furthermore, Gonzalez also wore prescription style eyeglasses during the entire contact with the ICIB investigators which matched the description provided by the Victim.

Prior to the above interview, the investigators did not possess a photograph of Gonzalez wearing eyeglasses.

Upon concluding the interview, Sergeant Kagy informed Deputy Gonzalez that he intended to photograph him. Deputy Gonzalez said he would not consent to be photographed. Sergeant Kagy reminded Gonzalez that he was currently on duty, and that while he was on duty, the Department had the right to photograph him. Gonzalez said that before he would agree to be photographed, he wanted to speak again with Mr. Shinee.

From his pants pocket, Deputy Gonzalez removed one black leather notebook which appeared to contain at least one or more paper notebooks and additional paper items (EVIDENCE ITEM #9). On the cover of one of the paper notebooks was written "Los Angeles County Sheriff's Department Notebook." Deputy Gonzalez thumbed through the pages until he came to a handwritten entry which read, "Dick Shinee [redacted] Directly above the entry were other handwritten entries listing names and vehicle license numbers. The information written in the notebook was consistent with the type of information a patrol deputy would write to record his field contacts.

Deputy Gonzalez telephoned Mr. Shinee. After concluding the telephone conversation, Gonzalez consented to be photographed. Sergeant Kagy took one digital photograph of Gonzalez while Gonzalez was wearing eyeglasses (refer to EXHIBITS SECTION).

In that Deputy Gonzalez brought out the field notebook in Sergeant Kagy and Sergeant Jones' presence, and because the notebook might contain evidence pertinent to the incident under investigation, Sergeant Kagy seized the notebook as evidence (EVIDENCE #9).

Deputy Gonzalez was informed that the investigators had seen what appeared to be Sheriff's equipment and/or patrol related equipment stored inside his personal vehicle. He was told that without his consent to search the vehicle, it would be necessary to impound the truck pending issuance of a search warrant. Gonzalez was informed that the investigators wished to view the contents of his posse box and the clipboard for evidence of his recent patrol contacts.

Deputy Gonzalez gave his verbal consent to allow Sergeant Kagy to inspect the clipboard and posse box. He voluntarily directed Kagy back to his truck, and in the presence of a Compton Station Sergeant, he unlocked the back of the truck, and removed the clipboard and posse box, both of which he handed to Kagy. Sergeant Kagy found no

evidence of citizen contacts written on the clipboard or contained in the posse box. Deputy Gonzalez locked his vehicle and went back inside Compton Station.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

LT [redacted]
2/13/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: March 11, 2003

FILE NO: 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Witness interview

V: [redacted]

W: Tim Nakamura, Deputy Sheriff, [redacted]
Compton Station

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

On March 7, 2003, at approximately 1604 hours, Witness Nakamura was interviewed at Compton Sheriff's Station by Sergeant James Kagy of the Internal Criminal Investigations Bureau. The purpose of the interview was to establish the length of time Witness Nakamura worked with Suspect Gonzalez on January 09, 2003. This was Witness Nakamura's second interview with Sergeant Kagy. The interview was tape recorded. The following is a summary Witness Nakamura's statements.

> Investigator note: Suspect Gonzalez' mobile digital unit history report for January 09, 2003 (refer to EXHIBITS SECTION), shows that Suspect Gonzalez and Witness Nakamura worked together in the same patrol car (Unit 283) between 2222 hours and 2320 hours. Gonzalez' patrol log does not include Nakamura's name. At 2320 hours, Nakamura was logged off of Gonzalez' patrol computer. Nineteen minutes later, at 2339 hours, Nakamura logged onto a different patrol car (Unit 284) with Deputy Richard Vargas.

Witness Nakamura confirmed that on the evening of January 08, 2003, at 2222 hours, he personally logged himself and Suspect Gonzalez onto Gonzalez' patrol car computer. Gonzalez was seated in the patrol car at the time of the logon. Nakamura then worked with Gonzalez for approximately one hour before returning to Compton Station to work his own regularly assigned patrol unit, Unit 284, with Deputy Vargas.

Witness Nakamura said he did not personally log off of Gonzalez' computer because Gonzalez told him he would log him off. Nakamura said he moved his equipment from Gonzalez' patrol car to his own assigned patrol car, and prepared to go on duty as Unit 284. Nakamura agreed that the nineteen minutes between the logoff and logons was probably correct.

Suspect Gonzalez' patrol log (refer to EXHIBITS SECTION) has eleven entries. Seven of the entries cover incidents that occurred between 2225 hours and 0208 hours. Each incident entry has an assigned tag number.

Suspect Gonzalez' log shows that between 2200 hours and 2225 hours, Gonzalez attended shift briefing and conducted vehicle preparation at Compton Station (refer to TAG 0305).

The log shows that at 2224 hours, Gonzalez was assigned to assist another Compton unit handle an Assault (Gunshot Victim) call (TAG 0304). The call location was 1215 S. Washington Avenue, Compton. Gonzalez acknowledged the call at 2225 hours. He placed himself as both en route and arriving at the call at 2226 hours. He cleared from the call at 2245 hours.

Witness Nakamura recalled the gunshot victim call and said that he and Deputy Gonzalez assisted the handling unit.

Log TAG 0300, was listed as a business burglary alarm call, location 624 E. Compton Boulevard. The call was assigned to Gonzalez at 2225 hours. Gonzalez acknowledged the call at 2226 hours. After Gonzalez cleared the gunshot victim call, he put himself as both en route and arriving at the alarm call location at 2246 hours. He cleared the call at 2250 hours. Of note, the log clearance shows that the alarm call was cancelled by the alarm company.

Witness Nakamura had no recollection of going to the alarm call, TAG 0300.

TAG 0311, was listed as an assault call which occurred at a gas station located at 600 E. Rosecrans Avenue. Gonzalez was assigned to assist another unit handle the call. The call was dispatched and acknowledged by Gonzalez at 2251 hours. Gonzalez placed himself en route to the call at 2252 hours. He placed himself as arriving at the call at 2256 hours. He cleared from the call at 2306 hours.

Witness Nakamura remembered that he and Gonzalez assisted the other unit handle the Rosecrans Avenue call.

TAG 0309, was a disturbance call at 205 S. Oleander Avenue. The call was assigned and acknowledged by Gonzalez at 2239 hours. Gonzalez' placed himself en route to the call 2306, and arriving at the call at 2309 hours. He cleared from the call at 2315 hours. The clearance states that Gonzalez was unable to locate the informant and the disturbing parties were gone upon his arrival.

Witness Nakamura said that he and Deputy Gonzalez responded together to the Oleander call, but they had been unable to locate the informant. Nakamura did not recall if any conversation took place between Gonzalez and Compton Station Desk personnel related to locating the call informant.

> TAG 0314, was a disturbance call at 614 N. Rose Avenue. Gonzalez was assigned as one of a number of assisting patrol units. The call was dispatched and acknowledged at 2315 hours. Gonzalez arrived at the call at 2316 hours. He cleared the call at 0002 hours. As previously indicated, the Gonzalez' unit history shows that Deputy Nakamura logged off of Gonzalez' computer at 2320 hours, which would have been during the same time Gonzalez' log showed him at the Rose Avenue call (TAG 0314).
>
> Of particular note, unit histories and patrol logs of all units involved in the Rose Avenue call show that five other patrol units were involved the Rose Avenue call. The handling patrol unit, Unit 282B, handled the arrest of one individual. Unit 282B documented the incident by writing a report, and cleared the call at 1057 hours. At 2342 hours, Unit 282A transported a prisoner from Rose Avenue to a hospital. Thereafter, Unit 282A assisted Unit 282B for the remainder of the shift, and ultimately cleared the call at 0600 hours. Unit 282 cleared the call at 2344 hours. Unit 281 cleared the call at 2324 hours. Unit 287 cleared the call at 2343 hours.

Witness Nakamura said that he and Gonzalez drove to the Rose Avenue call together. Sergeant Kagy brought it to Nakamura's attention that Gonzalez' log showed that he cleared from the Rose call at 0002 hours. Nakamura said he did not remain with Gonzalez until 0002 hours. He said Gonzalez drove him back to Compton Station so he (Nakamura) could log onto his own computer. Other patrol units were still at the Rose Avenue location when Gonzalez drove him back to the station. Nakamura did not know where Gonzalez went after he exited Gonzalez' patrol car.

> TAG 0320, was a prisoner transportation detail. The detail called for Gonzalez to transfer a prisoner from the Century Regional Detention Facility to the Inmate Reception Center. The detail was assigned to and acknowledged by Gonzalez at 2358 hours. Gonzalez did not place himself en route to CRDF until 0028 hours. He ultimately arrived at CRDF at 0032 hours. He cleared the detail at 0208 hours.

Witness Nakamura said that during the time he was with Suspect Gonzalez, they did not drive through any alleys near Sante Fe Avenue and Carlin Avenue. There had been no contact with any female citizens during the time he and Gonzalez worked together.

End of interview, 1612 hours.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted]

3/12/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: JUNE 25, 2003

FILE NO.: 403-00003-2003-129

C: FALSE IMPRISONMENT - 236 P.C.
UNLAWFUL ORAL COPULATION - 288a(k) P.C.

ACTION: ADDITIONAL INFORMATION/ INTERVIEWS CONDUCTED

V: [redacted] FW/40
[redacted]

S: GABRIEL GONZALEZ
DEPUTY SHERIFF, [redacted]

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The purpose of this report is to document statements made by Deputy Patrick Neal, [redacted] and Law Enforcement Technician (LET) Vivian Dodson, [redacted] concerning a family disturbance call that was assigned to Deputy Neal on January 9, 2003.

The disturbance call was dispatched to Deputy Neal as Tag #325 at 0002 hours. The location of the call was 205 South Oleander Avenue. The call was originally assigned to Suspect Gonzalez as Tag #309 at 2239 hours. Gonzalez cleared the call at 2315 hours as unable to locate the informant. The call was reassigned to Deputy Neal at 0002 hours after the informant telephoned Compton Station desk personnel and requested that another patrol unit be sent back to Oleander Avenue location.

Both of the above calls listed the employee number for LET Vivian Dodson. This would normally identify her as the employee who entered both Oleander Avenue calls into the computer.

Suspect Gonzalez' Deputy Daily Worksheet showed that he arrived at the Oleander Avenue call at 2309 hours and left the call at 2315 hours after he was unable to locate the informant.

At 2358 hours, Suspect Gonzalez was assigned a detail that required him to respond to the Sheriff's Century Regional Detention Facility (CRDF) to pick up a prisoner. He acknowledged receipt of the call at 2358 hours, but did not show himself en route to CRDF until 0028 hours. The Worksheet showed that Suspect Gonzalez arrived at CRDF at 0032 hours.

At 2359 hours, Compton Station desk personnel sent an administrative message to Suspect Gonzalez advising Gonzalez that the female informant of the Oleander call telephoned Compton Station desk personnel and complained that he (Gonzalez) had failed to contact her at the requested location.

Suspect Gonzalez sent an administrative message back to Compton Station desk personnel asking if the informant was requesting that he return to the location. The desk personnel informed Gonzalez that the informant was requesting a return to the location.

Suspect Gonzalez' Deputy Daily Worksheet does not reflect that he ever returned to the Oleander Avenue call.

As stated above, the call was reassigned to Deputy Patrick Neal at 0002 hours. Deputy Neal's Deputy Daily worksheet shows that Deputy Neal arrived at the Oleander Avenue call at 0008 hours and left the call at 0035 hours. The Worksheet shows that Deputy Neal contacted and assisted the informant of the call.

PATRICK NEAL, Deputy Sheriff, [redacted]

On June 24, 2003, at approximately 2215 hours, Deputy Neal was interviewed at the Compton Sheriff's Station by Sergeant James Kagy of the Internal Criminal Investigations Bureau. The interview was audio tape recorded. The purpose of the interview was to determine if Suspect Gonzalez returned to handle or assisted Deputy Neal in handling the Oleander Avenue call. The following is a summary of Deputy Neal's statements.

Deputy Neal said that he remembered the call on Oleander Avenue. He said that he personally handled the Oleander call without any assistance from any other Sheriff's Department patrol unit. He did not see Gonzalez at the call. He did not know that the call had been assigned to Suspect Gonzalez earlier that same evening.

Deputy Neal said he contacted the informant of the call and transported her to 410 West Magnolia Street, Compton, to stand by while she removed personal property from that location.

Deputy Neal said that he is familiar with the alley west of Santa Fe Avenue, north of Carlin Avenue and south of El Segundo Boulevard. Deputy Neal said he rarely patrols that particular alley because it is in the area patrolled by Century Sheriff's Station.

Sergeant Kagy allowed Deputy Neal to view a photograph taken of Victim [redacted] January 9, 2003. After viewing the photograph, Deputy Neal said he has seen [redacted] on several occasions, but he does not know her name. Deputy Neal said he did not recall

seeing [redacted] on January 9, 2003. He said he had seen her walking on Long Beach Boulevard. He believes that she is a prostitute. He said he has not seen her recently. He never saw her with Suspect Gonzalez.

VIVIAN DODSON, Law Enforcement Technician, [redacted]

On June 25, 2003, at approximately 1841 hours, LET Vivian Dodson was interviewed at the Compton Sheriff's Station by Sergeant James Kagy. The interview was audio tape recorded. The following is a summary of LET Dodson's statements.

LET Dodson said that on January 8, 2003, she was assigned to work the PM shift inside the Compton Station Dispatch Center. Her duties included answering the telephone and entering calls for service into a Sheriff's Department computer. She said she probably logged onto Computer Terminal #4 on that particular date.

LET Dodson viewed printouts of both Oleander Avenue calls. She confirmed that her employee number was listed on each call. This would normally identify her as the employee who entered the calls into the computer. She said she had no recollection of either call.

LET Dodson also viewed administrative messages sent between Suspect Gonzalez and the computer user at Computer Terminal #4 concerning the Oleander call. She said she had no recollection of entering any of the messages.

LET Dodson checked her schedule and said she could not have entered either call into the computer because her work shift on that date ended at 2200 hours. The first Oleander Avenue call had been entered into the computer at 2238 hours, 38 minutes after her shift ended. She concluded that she forgot to log off of her computer at the end of her shift and another employee used the computer without logging on with their own employee number.

BY: SERGEANT JAMES KAGY, [redacted]
APPROVED BY: LIEUTENANT ROD A. KUSCH, [redacted] 06-30-2003, 1315 HOURS
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
SUPPLEMENTARY REPORT

DATE: February 12, 2003 **FILE NO:** 403-00003-2003-129

C: False Imprisonment, 236 P.C.; Unlawful Oral Copulation, 288a(k)P.C.

ACTION: Additional information; Evidence held

V: [redacted]

W: [redacted] Kraco Enterprises, Inc
505 E. Euclid Avenue, Compton, CA 90224
[redacted]

W: [redacted] Continental Forge Co, Inc.
512 E. Carlin Avenue, Compton, CA 90222
[redacted]

S: Gabriel Frank Gonzalez, Deputy Sheriff, [redacted]
Compton Station

Ev-5 -1 Video Cassette Tape from surveillance cameras located on the property of Kraco Enterprises, Inc.

EV-6-1 Computer diskette, from surveillance camera located on the property of Continental Forge

Ev-7 -1 Video Cassette Tape from surveillance cameras located on the property of Kraco Enterprises, Inc.
(Entered ICIB Ledger #2, Page 175)

On January 10, 2003, while attempting to locate witnesses to the above incident, Sergeant Kagy and Sergeant Jones of the Internal Criminal Investigations Bureau drove through the area immediately adjacent to the alley where Victim [redacted] claimed she was taken by the suspect deputy.

Several security surveillance cameras were observed mounted on a number of buildings located along both sides of Carlin Avenue, between Santa Fe Avenue and South Alameda Street. One of the cameras was mounted on a wall of a business situated on the south side of Carlin Avenue, directly across the street and south of the alley in question. The camera was pointed north toward a chain link gate and the alley.

Sergeant Kagy and Sergeant Jones drove to 505 E. Euclid Avenue where they contacted Witness [redacted] Witness [redacted] identified himself as the [redacted] for Kraco Enterprises, Inc. Witness [redacted] said that the cameras along Carlin Avenue are part of the Kraco Enterprises' security system. He said that all of the security cameras, including the camera on the wall across from the alley, operate twenty-four hours per day, seven days a week. The cameras are connected to a monitoring system which continually tape records from the cameras.

Witness [redacted] retrieved the video tape (EVIDENCE ITEM #5) covering the last few minutes of January 08, 2003, and all day January 09, 2003. He allowed Sergeant Kagy and Sergeant Jones to view the contents of the tape on one of Kraco's security monitors.

The tape contained footage simultaneously recorded from several numbered surveillance cameras. Camera #5 was identified as the camera pointed toward the alley. The following was seen on the video from Camera #5.

Two dates and times appear simultaneously on the video footage. The date shown in the left of the video incorrectly shows the dates, October 22, 2003 and October 23, 2003. The second date, which appears in the top center of the video correctly recorded the dates, January 08, 2003 and January 09, 2003.

On the video, the area directly in front of the chain link gate on Carlin Avenue is illuminated by a streetlight. The light also illuminates the south entrance to the alley. Everything north of the entrance is dark.

On the video tape, at 00:13:44 hours, January 09, 2003, a marked Sheriff's Department patrol car is seen driving eastbound on Carlin Avenue toward Santa Fe Avenue. The patrol car has circular decals on its right front passenger door, identifying it as a Compton Station patrol car.

One minute and thirty-five seconds later, at 00:15:19 hours, automobile headlights are seen driving southbound through the alley from the direction of El Segundo Boulevard. At 00:15:41 hours, the vehicle stops in the alley, and remains there with the headlights turned on for approximately six minutes and nine seconds. At 00:21:50 hours, the vehicle continues driving south through the alley. When the vehicle reaches the alley's south entrance at Carlin Avenue, it is clearly identifiable as a marked patrol car with a lightbar on the rooftop. The patrol car turns east toward Santa Fe Avenue, and drives out of camera view.

Approximately two minutes later, at 00:23:48 hours, automobile headlights are again observed driving southbound through the alley from the direction of El Segundo Boulevard. At 00:24:04, the vehicle stops in the alley, close to where the previous vehicle stopped. The vehicle remains there with headlights turned on for approximately three minutes and

sixteen seconds. At 00:27:20 hours, the vehicle continues driving southbound through the alley. Once the vehicle reaches Carlin Avenue, it is clearly identified as a marked patrol car with a rooftop light bar. The patrol car drives east on Carlin Avenue toward Santa Fe Avenue, out of camera view.

> Investigator note: Victim [redacted] has alleged that the deputy drove into the alley from El Segundo Boulevard. In the Kraco video, the vehicle stops for 6 minutes, 9 seconds, in the same general area that had been described by Victim [redacted] Furthermore, Victim [redacted] alleged that the deputy detained her in the alley for five to ten minutes before releasing her in the alley.
>
> Sheriff's Department Mobile digital information shows that at 0002 hours, Deputy Gabriel Gonzalez cleared from an assist call at 614 N. Rose Avenue. Just prior to that, at 2358 hours, Deputy Gonzalez acknowledged receiving a call/detail directing him to respond to the Century Regional Detention Facility (CRDF) for prisoner pick-up and transportation. After acknowledging the call/detail, no additional activity is conducted on Deputy Gonzalez' computer until 0028 hours, which is approximately the same time the last patrol car drives out of the alley. At 0028 hours, Deputy Gonzalez entered into his computer that he was en route to CRDF to handle the prisoner transportation detail. At 0032 hours, four minutes later, Deputy Gonzalez entered into his computer that he had arrived at CRDF.
>
> During the course of investigation, during daytime hours, Sergeant Kagy drove the 1.3 mile distance between the alley and CRDF in four minutes.

Witness [redacted] voluntarily turned the video tape over to Sergeant Kagy and Sergeant Jones. The tape was entered into evidence at ICIB. Witness [redacted] also turned a second video tape (Evidence Item #7) over to Sergeant Kagy. The tape contained footage from the same surveillance cameras that had been tape recorded on January 08, 2003. The video included footage covering between 2100 hours, January 08, 2003, and 0002 hours, January 09, 2003.

On the tape, on January 08, 2003, at 23:17:31 hours, a marked patrol car is seen driving south through the alley from the direction of El Segundo Boulevard. The vehicle appears to drive straight through the alley without stopping. Once the patrol car reached Carlin Avenue, it turned east and drove toward Santa Fe Avenue, out of camera view.

The second tape was booked into evidence at ICIB.

The rooftop and license numbers of the patrol car(s) shown in the video footage could not be determined. Both video tapes were taken by Sergeant Kagy to the ICIB Tech Crew to determine if the footage could be enhanced to identify the vehicles' rooftop numbers. The rooftop numbers could not be enhanced enough to be identified. Portions of the tapes

showing the patrol cars' images were transferred to compact disk and printed as photographs (refer to EXHIBITS SECTION).

Sergeant Kagy checked the current time on the security system recorder and found that the system clock was approximately one minute fast.

On January 13, 2003, Sergeant Kagy and Sergeant Jones drove to Continental Forge, a company located at 512 E. Carlin Avenue. There, they contacted Witness [redacted] Witness [redacted] the [redacted] for Continental Forge, stated that part of her job was to supervise the Continental Forge Company's Security System. She said that the security system is connected to a series of cameras which are located on Continental business property, along Carlin Avenue and El Segundo Boulevard. Witness [redacted] stated that the cameras are monitored 24 hours per day, seven days a week, and each camera is connected to a digital recording system that was fully operational on January 09, 2003.

Witness [redacted] researched the digital footage for January 09, 2003. A camera that is attached to a building situated on the south side of Carlin Avenue, approximately ½ block east of the Kraco surveillance camera, showed that on January 09, 2003, 00:11:58 hours, one marked patrol car drove slowly eastbound on Carlin Avenue from Alameda Street toward Santa Fe Avenue. The numbers on the patrol car's rooftop could not be read; however, the time of day and direction the patrol vehicle was traveling closely matched that shown in the Kraco footage.

A comparison was made of the time currently shown on the Continental security system with the time announced on the public telephone time information system. The Continental time matched the public announcement time exactly.

Witness [redacted] copied the January 09, 2003, video of the patrol car onto a computer disk (EVIDENCE ITEM #6) which she turned over to Sergeant Kagy and Sergeant Jones.

Investigation continuing; further reports to follow.

JAMES KAGY, SERGEANT [redacted]
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIPAND TRAINING DIVISION

LT [redacted]
2/13/03

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: JUNE 25, 2003

FILE NO.: 403-00003-2003-129

C: FALSE IMPRISONMENT - 236 P.C.
UNLAWFUL ORAL COPULATION - 288a(k) P.C.

ACTION: ADDITIONAL INFORMATION/ INTERVIEW CONDUCTED

V: [redacted] FW/40

S: GABRIEL GONZALEZ
DEPUTY SHERIFF, [redacted]

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The purpose of this report is to document statements made by Deputy Amy Puzio, [redacted] concerning a family disturbance call assigned to her on January 8, 2003 (Tag #314). The location of the call was 614 North Rose Avenue. The call resulted in Deputy Puzio arresting one male adult. Suspect Gonzalez' unit was listed as one of several patrol units assigned to assist Deputy Puzio at the call location. The interview of Deputy Puzio was conducted to help establish when Suspect Gonzalez left the call location.

As noted in a separate supplementary report, Deputy Gabriel Gonzalez' Deputy Daily Worksheet for January 9, 2003, shows that he arrived at the Rose Avenue call location at 2316 hours and left at 0002 hours.

The following information was contained in the Compton Sheriff's Station Incident History Report of the Rose Avenue call. The information was recorded in each of the patrol units' Mobile Digital Computer Terminals:

All patrol units, including Suspect Gonzalez, arrived at the Rose Avenue call between 2316 hours and 2320 hours.

At 2316 hours, Deputy Puzio reported that she had a prisoner in custody (Code 10-15).

At 2342 hours, early morning Unit 282A (Deputy Whittington, [redacted] reported that he was en route to the hospital (Code 902H).

Early morning Unit 281 left the call (Code10-98) at 2324 hours and cleared the call at 2341 hours.

Early morning Unit 287 left the call (Code 10-98) at 2343 hours and cleared the call at 0049 hours.

Suspect Gonzalez was recorded as the last patrol unit to leave the location. He left the location and cleared the call at 0002 hours.

Deputy Puzio and Deputy Whittington did not clear the call until after 0600 hours, at the end of their respective work shifts.

A separate supplementary report describes statements about the Rose Avenue call that were made to Sergeant James Kagy by Deputy Tim Nakamura. Deputy Nakamura said that at the beginning of the early morning shift of January 9, 2003, he temporarily rode with Suspect Gonzalez in Gonzalez' patrol car. Nakamura said that while he was with Gonzalez, they responded together to the Rose Avenue call. After leaving the call, Gonzalez drove Nakamura back to the Compton Station to allow Nakamura to begin working his regular patrol assignment. Nakamura said that to his knowledge, he was still logged onto Gonzalez' computer when they arrived at Compton Station after the Rose Avenue call. Gonzalez told Nakamura that he would personally log him off the computer.

Compton Station Unit History Reports show that Nakamura was logged off of Suspect Gonzalez computer at 2320 hours. At 2339 hours, Deputy Nakamura was shown as logging onto his own Mobile Digital Computer Terminal where he remained for the remainder of his shift.

AMY PUZIO, Deputy Sheriff, [redacted]

On June 24, 2003, at approximately 0015 hours, Deputy Amy Puzio was interviewed at Compton Station by Sergeant James Kagy. The purpose of the interview was to determine when Deputy Puzio left the Rose Avenue call and when the other assisting patrol units left the location. The interview was audio tape recorded. The following is a summary of Deputy Puzio's statements.

Deputy Puzio confirmed that on January 9, 2003, she was assigned as early morning Unit 282B. She also confirmed that she was assigned to handle the Rose Avenue call.

Deputy Puzio said she had recently completed her patrol training at the Compton Station, and that particular shift was the first time she worked by herself in a patrol car. She said her patrol activities were monitored by Deputy Steven Whittington (early morning Unit 282A), who was assigned follow her in an separate patrol car and assist her as needed.

Deputy Puzio said that upon her arrival at that Rose Avenue call, she and Deputy Whittington detained a combative suspect at the location. They were forced to use pepper spray and physical force against the suspect to restrain and arrest him. Because of the combative suspect, Deputy Puzio requested that back-up units respond to her location. Deputy Puzio said she placed the suspect in the back seat of her patrol car.

Deputy Puzio stated that prior to leaving the location, she obtained statements from civilian witnesses. She then drove the suspect to a hospital for medical treatment. Deputy Whittington accompanied her to the hospital and assisted her for the remainder of her shift.

Deputy Puzio said she did not detail any of the assisting patrol units to remain at the Rose Avenue location after she left. She said that some of the units left the location while she was obtaining statements from the civilian witnesses. Other units drove away from the location when she moved her patrol car and left for the hospital.

Deputy Puzio said there were numerous deputies at the location, but she had no specific recollection of who they were. She did not recall if she Deputy Nakamura had been at the location.

Deputy Puzio was shown a photograph that had been taken of Victim [redacted] on the morning of January 9, 2003. Deputy Puzio viewed the photograph and said she did not recognize [redacted]

Deputy Puzio said her patrol area included the alley west of Santa Fe Avenue and north of Carlin Avenue (the location Victim [redacted] claimed Suspect Gonzalez drove her to). She said she did not drive through the alley before or after the Rose Avenue call.

Based on the above information, the possibility exists that Suspect Gonzalez did not leave the Rose Avenue call at 0002 hours as shown in his Deputy Daily Worksheet and Unit History Report. Furthermore, based on the above information, it is possible that Suspect Gonzalez began working by himself as early as 2320 hours.

BY: SERGEANT JAMES KAGY, [redacted]
APPROVED BY: LIEUTENANT ROD A. KUSCH, [redacted] **06-30-2003, 1339 HOURS**
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION



COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: JUNE 26, 2003

FILE NO.: 403-00003-2003-129

C: FALSE IMPRISONMENT - 236 P.C.
UNLAWFUL ORAL COPULATION - 288a(k) P.C.

ACTION: ADDITIONAL INFORMATION/ INTERVIEWS CONDUCTED

V: [redacted] FW/40
[redacted]

S: GABRIEL GONZALEZ
DEPUTY SHERIFF, [redacted]

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The purpose of this report is to document statements made by deputy sheriffs who were known to have used patrol car #SD1560 on January 9, 2003, and January 10, 2003, after Deputy Gabriel Gonzalez completed his January 9, 2003, work shift.

As noted in previous supplementary reports, on January 10, 2003, after Victim [redacted] identified Deputy Gabriel Gonzalez as the suspect of this investigation, Sergeant James Kagy drove to the Compton Sheriff's Station and located the patrol car Suspect Gonzalez had driven on January 9, 2003. Sergeant Kagy had the patrol car, Vehicle #SD1560, moved from the Compton Sheriff's Station to an impound yard so that Scientific Services Bureau personnel could inspect it for the presence of latent fingerprints and/or any other physical evidence that might link the patrol car to the alleged crime. A latent fingerprint lifted from the exterior of the patrol car was subsequently identified as belonging to Victim [redacted]

Also noted in previous supplementary reports was the fact that the patrol car Suspect Gonzalez drove on January 9, 2003, had been away from the Compton Station for repairs for approximately two months prior to the incident under investigation. The patrol car was returned to the Compton Station on the afternoon of January 8, 2003. Suspect Gonzalez was the first deputy to use the car for patrol duties after its return.

As noted in previous supplementary reports, it was discovered that after Gonzalez' work shift ended on January 9, 2003, the patrol car was used for patrol duties over the next three consecutive shifts.

Sergeant Kagy located and interviewed three of the deputies who were listed as having used the patrol car on January 9, 2003 and January 10, 2003. The purpose of those interviews was to determine if any of the deputies came in contact with Victim [redacted] on those dates and while they were driving that particular patrol car.

Each of the following interview was audio tape recorded. The following are summaries of each interview.

JENNIFER BARSH, Deputy Sheriff, [redacted] Interviewed at Compton Station on 6/24/03, 0004 Hours

Deputy Jennifer Barsh confirmed that on January 9, 2003, between [redacted] hours and [redacted] hours, she and Deputy [redacted] were assigned out of the Compton Sheriff's Station as Day Shift Unit 283. Deputy Barsh confirmed that she and Deputy [redacted] drove Patrol Vehicle #SD1560 during that work shift. She remembered that Suspect Gonzalez had driven that same patrol car during the previous shift. Gonzalez turned the car over to Deputy Barsh at the beginning of her shift. Deputy Barsh said that Suspect Gonzalez made no statements to her concerning any activities that occurred on his work shift.

Deputy Barsh reviewed her Deputy Daily Worksheet and determined that she and Deputy [redacted] had no contact with anyone named [redacted] Deputy Barsh was shown a photograph that had been taken of Victim [redacted] on January 9, 2003. After viewing the photograph, Deputy Barsh said she did not recognize Victim [redacted] Deputy Barsh said she also had no recollection of having made any contact with a female prostitutes during that work shift.

Deputy Barsh said she recalled that specific date because the patrol car they were driving sustained some minor body damage.

BRIAN JAMES, Deputy Sheriff, [redacted] Interviewed at Compton Station on 6/23/03, 2345 Hours

Deputy Brian James confirmed that on January 9, 2003, between [redacted] hours and [redacted] hours, he and Deputy Melynie Rivers, [redacted] were assigned out of the Compton Sheriff's Station as PM Unit 283. Deputy James confirmed that he and Deputy Rivers drove Patrol Vehicle #SD1560, during that work shift.

Deputy James reviewed his Deputy Daily Worksheet for that particular shift and said that he and Deputy Rivers did not have contact with anyone named [redacted] during their work shift. Deputy James was shown a photograph of Victim [redacted] that had been taken

on January 9, 2002. After viewing the photograph, Deputy James said he did not recognize Victim [redacted] He was certain that he and Deputy Rivers had no contact with Victim [redacted] during their work shift.

Deputy James said that during that work shift, he and Deputy Rivers did not patrol the area near the intersection of Long Beach Boulevard and Carlin Street. He said that they had remained in the southwest corner of the City of Compton in Reporting District 283.

MELYNIE RIVERS, Deputy Sheriff, [redacted] Interviewed at Compton Station on 6/25/03, 1900 Hours

Deputy Rivers confirmed that during January 2003, she drove in Sheriff's Department patrol car # SD1560 on two consecutive work shifts.

Deputy Rivers said that on January 9, 2003, between [redacted] hours and [redacted] hours, she and Deputy Brian James were assigned out of the Compton Sheriff's Station as PM Unit 283.

Deputy Rivers reviewed her Deputy Daily Worksheet and Unit History Report for that shift and said that she and Deputy James had no contact with anyone named [redacted] during their work shift.

Deputy Rivers worked a double shift and remained in the same patrol car during the following shift as EM Unit 281T1, as a one-deputy unit.

Deputy Rivers reviewed her Deputy Daily Worksheet and Unit History Report for that shift and said that she had no contact with anyone named [redacted] during the work shift.

When asked if she logs all contacts she has with street prostitutes, Deputy Rivers said that it is her practice to log all of her contacts, including the logging of searches she conducts of females while assisting other patrol units. Her records showed that she had not searched any females on either of the above work shifts.

Deputy Rivers was shown a photograph that had been taken of Victim [redacted] on January 9, 2002. After viewing the photograph, Deputy Rivers said she did not recognize Victim [redacted] as anyone she ever had contact with in the city of Compton.

After the audio taped interview concluded, Deputy Rivers asked Sergeant Kagy if Victim [redacted] was Caucasian. She said she was certain she had no contact with Victim [redacted] because she would have remembered any contact she had with a Caucasian prostitute. She said that because she does not patrol the Lynwood area of Long Beach Boulevard and Carlin Avenue, she is not familiar with the prostitutes that frequent that area.

BY: SERGEANT JAMES KAGY, [redacted]
APPROVED BY: LIEUTENANT ROD A. KUSCH, [redacted] 06-30-2003, 1400 HOURS
INTERNAL CRIMINAL INVESTIGATIONS BUREAU
LEADERSHIP AND TRAINING DIVISION